



## EUROPEAN NEWS

Commission paper claims to reflect consensus among 12 nations

**'Hands off' industrial policy for EC**

By David Buchan in Brussels

The European Community should have a relatively "hands off" industrial policy, creating a sound economic environment for its companies which must chiefly depend on their own efforts to stay globally competitive.

This is the broadly liberal thrust of a paper which the European Commission, in its first ever attempt to define a general industrial policy, yesterday sent to EC governments. It claims to reflect "a broad consensus, at least implicit, among the twelve".

Mr Martin Bangemann, the industry commissioner, said it was necessary to end the old "dogmatic quarrel" over industrial policy, which was not necessarily "an offence against the

free market or simply doling out money to companies".

The Commission now use this fairly non-interventionist yardstick of general policy to judge specific solutions to emerging problems in Europe's electronics and car sectors. Saying that free trade stimulated competition "which in turn is good for industrial development", Mr Bangemann declared that the Commission would like to abolish all the remaining 2,000 national quotas still maintained by individual EC states.

He also said that if EC governments failed to agree among themselves and with Tokyo on a transition, Japanese car imports into the EC would be totally free after the

January 1 1993 date for finishing the EC single market.

However, Mr Bangemann announced he would be chairing a group of EC commissioners to plan "a technological offensive" to help European industry keep pace with the US and Japan. Yesterday he could give no details. Some Commission officials say this might end up just being a sectoral programme for the beleaguered electronics industry, because the latter takes the lion's share of Community R&D.

The EC and its members governments should, according to the Commission, focus on improving basic economic conditions for companies, raising skill levels, setting clear environmental rules, and reducing

trade-distorting aids to industry. But it warns that reducing state aids inside the Community must depend on successful curbing of subsidies by the EC's trading partners.

It rejects what it calls the failed strategy of many governments to create "national champions," and vaunts the opening up of public procurement to competitive bidding within the Community.

However, it says that European merger, which Brussels has new powers to vet, should be viewed in terms of international competition.

The implication is that Brussels would tolerate larger combines than if it were only taking the EC market into consideration.

**Outrage in Catalonia over 'snub'**By Peter Bruce  
in Barcelona

THE NATIONAlist government of Catalonia, by being ignored during last Sunday's visit to Barcelona by President Mikhail Gorbachev, yesterday launched a bitter attack on the Spanish central government.

Mr Jordi Pujol, Catalonia's conservative president, said efforts by the Socialist central government to marginalise Catalonia had reached their "culmination" with the Gorbachev visit.

The row will re-awaken old Catalan animosity towards Madrid and complicate Spain's already tangled efforts to devolve power to its autonomous regions of which Catalonia is economically the most powerful.

Mr Gorbachev spent a few hours in Barcelona at the end of a visit to Spain. Mr Pujol was not given a private meeting with him and Madrid had depicted the visit as only semi-official, designed to allow Mr Gorbachev to visit the site of the 1992 Olympic Games.

It is assumed Mr Gorbachev was kept at a distance in order to prevent Mr Pujol pressing a case for Lithuanian nationalists whom he supports.

President Gorbachev will not visit Germany this weekend as German officials had initially planned, the chief government spokesman said yesterday. AP reports from Bonn. No reason was given for the postponement but a new date in November is being considered.

**Moscow to celebrate Revolution Day**

Moscow's Communist party chief, Mr Yuri Prokofev, said yesterday that next Wednesday's controversial celebration of the 1917 Bolshevik Revolution would go ahead, writes Leyla Boulton.

However, nobody would be forced to attend and participants could bring banners which reflect their "various moods". The Moscow city council has called on shortage-stricken Muscovites to stay at home in protest and has refused to pay for the event.

**VW backs bid for Skoda stake with offer to invest DM8bn**

By Leslie Collett in Prague

VOVWAGEN has offered to invest a total of DM8bn (£2.6bn) in Skoda in an attempt to gain a substantial stake in the Czechoslovak car-maker.

VW wants a 25 per cent share in Skoda for DM225m with an eventual target of 75 per cent, according to Czechoslovak officials. Renault and Volvo, the combined French-Swedish rival bidders for Skoda, have said they want 40 per cent and are not seeking a majority stake. They are offering to spend FF13bn (£1.3bn)

to modernise Skoda production over the next decade.

The Czechoslovak government is understood to have agreed to assume all Skoda's debt during negotiations with both western companies. It is expected to decide between the competing bids later this month, but Mr Marian Vaclav, the prime minister, has already indicated a preference for VW.

General Motors of the US has dropped out of the bidding, according to Mr Karel Dvorsky, the Czech economics minister, site to well beyond the current 180,000 cars a year.

Skoda technicians are known heavily to favour VW, which five years ago offered its Polo and Golf engines for the Favorit model.

**Poles finalise media sell-off**

By Christopher Bobinski in Warsaw

THE POLISH government has finally approved detailed plans for the sale of eastern Europe's largest newspaper, publishing and distribution concern, confiscated earlier this year from the now-defunct Polish Communist party.

Mr Jerzy Drygalski, who is in charge of disposing of ESW Prasa Krajowa Ruch, which employs 25,000 people, said yesterday that western newspaper publishers such as Mr Robert Maxwell, Mr Rupert Murdoch and Mr Robert Hertsen had expressed interest in buying it.

The state is to take over nine printing works owned by RSW, while 11 others are to be sold and five are to be leased to the

new newspaper co-operatives. Ruch also had 25,000 kiosks covering the entire country and this network, too, is to be sold. Scandinavian companies have expressed an interest, Mr Drygalski said.

Senior Polish and German officials yesterday began a two-day meeting in Warsaw aimed at completing a border treaty and laying the groundwork for a broader pact on friendship and cooperation. Reuter reports.

**The 'Gubu factor' returns to haunt Charles Haughey**

By Kieran Cooke in Dublin

IN 1982 a series of what were described as the time as "grotesque, unbelieveable, bizarre and unprecedented" events overtook the Irish government of Mr Charles Haughey and his Fianna Fail party.

Those events, known by those involved (prostitute, etc) - included the discovery in the flat of the attorney general of a man wanted by the police (and subsequently convicted of murder) and disclosed that the minister for justice had indulged in widespread phone tapping.

Mr Haughey has been in and out of office since then but the "Gubu factor" and the events

of nearly nine years ago have returned to haunt the Irish prime minister and threaten the survival of his government.

At issue now is whether, on a night in January 1982, Mr Brian Lenihan, a senior Fianna Fail figure and confidant of Mr Haughey, made a phone call to Mr Eamon Gilmore, the then president, Dr Patrick Hillery, the government led by Mr Garret Fitzgerald and his Fine Gael had been defeated in a parliamentary vote. Mr Fitzgerald went to the president to ask him to dissolve parliament. Fianna Fail did not want an election but wanted to form a minority government.

It is now alleged that Mr

Lenihan was among a number of senior Fianna Fail members who phoned Mr Hillery in an attempt to gain a political advantage for their party. All this might seem the stuff of political history but for the fact that Mr Lenihan, now deputy prime minister and minister of defence, is the Fianna Fail-backed candidate in the republic's presidential election.

Mr Lenihan has repeatedly denied he made any such call. Yet this seems to have been contradicted by a tap interview in May this year between an Irish academic and Mr Lenihan. In the interview Mr Lenihan admits making the call; however, he now says he made a mistake at the time of the interview. "On reflection," says Mr Lenihan, "I did not make the phone call."

"Gubu," says the opposition, who in parliament have accused Mr Lenihan of lying and of not being fit to hold high office.

Today a motion of no confidence is due to be debated in parliament. If Mr Haughey fails to win the support of the Progressive Democrats in government, it will force a general election.

Last night the Progressive Democrats had not decided which way they would vote, while Mr Lenihan was reported by a cabinet colleague to have resigned, but then defiantly claimed he would not go voluntarily.

Until the events of the past few days, Mr Lenihan had the presidential election - to be held next Wednesday - as

good as won. Mr Lenihan, 60, known as "No Problem Lenihan" because of his sunny approach to most matters, is one of the country's most senior politicians, affable, witty and liked even by his fiercest opponents. When he returned last year from a liver transplant in the US, for instance, he was applauded from all sides of the parliament.

Yet Mr Lenihan is seen by many as typical of Fianna Fail - a party accused by its opponents of wheeling and dealing and dispensing favours to its supporters.

Over the years Mr Lenihan has been fiercely loyal to Mr Haughey and many doubt his ability to be a president even if he supported him. Latest opinion polls show Mr Lenihan's support has slumped, in the Dublin area in particular.

The Irish presidency is not a particularly glamorous post.

The president has few powers and his office is poorly funded. In the past visitors to the presidential mansion, the former vice-regal residence in Phoenix Park, have been surprised to find the president carrying out the duties of both doorman and butler.

But what would otherwise

have been a lacklustre election has been set alight not only by Gubu but also by the very different characters of the candidates involved.

Mr Austin Currie is the Fine Gael candidate, a man with 30 years' political experience. But Mr Currie's problem is that he is from Northern Ireland.

Though Mr Currie is seen as having played a substantial role in winning reforms for nationalists in Northern Ireland, many in the Irish Republic see the Northerner as an outsider. (On one occasion Mr Currie was told by a member of Fianna Fail to go back

home - rather a strange directive, Mr Currie points out, from a party which champions Irish unity.)

Mrs Mary Robinson is backed by both the Labour Party and the Workers' Party. It is not easy for a woman to seek high office in Irish politics. But Mrs Robinson, a lawyer of some stature, seems to have captured a new, more militant mood in Irish life.

She has talked of inequality and discrimination in Irish society. She has even questioned the role of the Roman Catholic church, and suggested allowing divorce and making contraception freely available.

At the moment Mr Lenihan and Mrs Robinson are running neck and neck. Mr Lenihan can still depend on substantial Fianna Fail support in rural areas, but Mrs Robinson, with a little help from the Gubu events of 1982, might be in with a chance.

**Bulgarian PM threatens to step down**

BULGARIA'S Prime Minister, Mr Andrei Lukyanov, has threatened to resign unless the opposition supports his economic programme, Reuter reports from Sofia.

Mr Lukyanov, who leads a majority government composed solely of his Socialist (former Communist) party, made the threat in an interview with an opposition daily.

His programme calls for large-scale privatisation of small and medium-sized companies, an end to price controls on most goods and liberalised foreign trade.

The leader of the main opposition Union of Democratic Forces, Mr Petar Barov, said on Monday that the UDF would not support it. "Why does the government want our support?" he asked.

**Labour to form Norwegian government**

MRS Gro Harlem Brundtland, the leader of Norway's Labour party, yesterday agreed to form her third government after Monday's collapse of the centre-right coalition led by Mr Jan Syse in a dispute over the country's links to the European Community, writes Karen Fossli in Oslo.

"We have to take the responsibility (to form a government) when we have a reasonable starting point," Mrs Brundtland, 51, told reporters at the royal palace in Oslo after informing Crown Prince Harald, Norway's acting head of state that she had won support from other parties to set up a minority Labour government. She is expected to take office by Friday.

The collapse of the centre-right coalition arose in a row over forming a free internal market in western Europe, the so-called "European economic area", between the European Free Trade Association, (EFTA) of which Norway is a member, and the EC. The Centre party had insisted that Norway refuse to abandon its so-called concessionary laws which

impede foreign ownership of property, financial institutions and industrial enterprises in the country.

Other EFTA members

insisted on stalling negotiations

with the EC.

Labour, the biggest party in the Norwegian parliament with 63 of the 165 seats, was able to count on support from the Socialist Left party, with 17.

The Centre's 11 seats gave it enough

votes to block Mr Syse's hopes of cobbling

together a new government. He was only able to gather 74 votes - those of his

former coalition partners, the Christian

People's Party, the radical right-wing

Progressive party, and his own Conserva-

tive party.

Labour has not yet clarified its position on membership, which the country narrowly rejected in a bitterly divisive 1972 referendum. However, Mrs Brundtland, a champion of environmental issues and twice prime minister, favours taking the country into the Community.

The conservative coalition had been in government for just over a year following an indecisive general election.

Under Mr Syse's administration, Nor-

way's oil-based economy has improved,

and annual inflation is running at 3.8 per cent. But unemployment is high by Nor-

wegian standards, at 4 per cent.

Mr Syse's government has prepared a budget for 1991 which, including revenues from oil and gas, would have had a deficit of Nkr10.5bn, little changed from the 1990 deficit of Nkr10.3bn.

Labour has proposed a budget which

will increase the deficit by at least

Nkr2.5bn, in an attempt to create 30,000 jobs. Mr Brundtland has also said that the 1991 budget presented by the outgoing coalition would not cut Norway's jobless levels and would introduce tax cuts to favour the rich.

Mrs Brundtland became Norway's first woman prime minister briefly in 1981 and returned to power from 1986 until Labour's defeat in the 1989 election.

**Marcinkus retires regretting 'villain' image**

By John Wiles in Rome

THE PAPAL service yesterday lost its most colourful and controversial character with the retirement of Archbishop Paul Marcinkus, the Chicago-born son of a Lithuanian window cleaner, his rule as Vatican financier in the celebrated crash of Banco Ambrosiano in 1982 remains unclear to this day.

A brief statement from the Vatican said that Pope John Paul had accepted the archbishop's request to retire as governor of the Vatican City. The job he left with only about 700 jobs.

Lufthansa has proposed to the transport ministry in Rome that it run Interflug under a trustee or management contract. It is already taking on around 600 of Interflug's technical staff.

The east German airline has put its concept to the Treuhand, the agency charged with the privatisation of former East German airlines.

Interflug said it still preferred Lufthansa as a partner, but was also willing to work with other companies. However, it said that British Airways was no longer interested.

BA said last night it remained interested in acquiring a stake in Interflug, but the airline was still awaiting financial information from the German company.

Earlier this week Mr Heinz Ruhm, the chief executive of Lufthansa, said British Airways' interest in Interflug was "not serious."

very much difference overall. Moreover, Mr Attali said yesterday Air France would be able to keep its technical and commercial links with TAT.

In any event, Air France now controls about 97 per cent of the French market and an independent TAT is unlikely to make any significant dent in the French state flag-carrier's domestic dominance.

The current turbulent state of the airline industry is also expected to make life especially difficult for new entrants

to that market.

Death by hanging under London's Blackfriars Bridge - still unresolved as a murder or suicide - denied Mr Calvi the "final judgement" of the courts, while the Vatican invoked the Concordat to protect the archbishop and two other IOR officials from jail in trials which might have cleared his name and the IOR's reputation.

Archbishop Marcinkus still maintains that he did nothing wrong, but he regrets the goodwill payment: "We should never have made that payment. I have always said that The Italians should have looked into their own banking system." He has claimed that he only met Mr Calvi three times and that his stewardship of the IOR never really involved him in Vatican finance.

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## Soviet oil supply deal averts trade row with Prague

By Leslie Coffey in Prague

MR Marian Calfa, the Czechoslovak prime minister and his economics minister, Mr Vlastimil Dlouhy, yesterday averted a major trade dispute with the Soviet Union after Moscow agreed to supply Czechoslovakia with adequate oil supplies for 1991.

Following six hours of talks with Mr Nikolai Rybukov, the Soviet prime minister, it was agreed that the Soviet Union would deliver 12m tonnes of oil to Czechoslovakia in 1991. Although this is 3.5m tonnes less than the normal annual quota, it is understood that the shortfall will be met by imports from Iran and Venezuela.

The talks took place against a background of growing criticism in the Czechoslovak media about the Soviet Union's failure to meet this year's supply which should have totalled 16.5m. Since August, monthly supplies were sharply reduced leaving the country with an annual shortfall of over 2.6m tonnes.

The energy shortages prompted a wave of panic buying, as well as speculation that Czechoslovakia would not have enough oil to see it through the winter. As a result, the fed-

eral government was forced to raise the price of petrol and gas by over 30 per cent.

Under the new terms of the agreement, Czechoslovakia will pay for the oil with oil drilling equipment and consumer goods, while a percentage of the oil supplies will be paid for in hard currency. All trade between the Soviet Union and the other countries of eastern Europe switches over from the transferable rouble accounting system to the dollar clearing system on January 1.

In addition, the Czechoslovak ministers fought to get Moscow's approval for an unusual \$125m oil contract signed recently by Prague with an independent-minded oil producer in Iran.

The Soviet authorities challenged the legality of such contracts by individual republics or regions, insisting they must be approved by the central government.

The oil deal, signed in Prague with the director of the Tyumen oilfield, provided for nearly 500,000 tonnes to be delivered to Czechoslovakia. In exchange, the Tyumen region would receive badly-needed machinery, trucks, medicine, shoes and clothing.

## Caracas opens opportunities for oil industry suppliers

By Joe Mann in Caracas

IMPORTANT opportunities for international suppliers of oil industry equipment and space parts are being opened up under the 1990-95 investment plan of Venezuela's National Oil Company (PDVSA) which calls for outlays of \$23bn (\$11.5bn)-\$24bn.

The programme is the largest in the history of the Venezuelan petroleum industry and will require increased volumes of equipment for production, refining, transportation and storage, as well as for other PDVSA operations in petrochemicals and coal.

The equipment and materials required cover a vast range, from leased drilling rigs for exploration and development wells to purchases of drilling pipes, valves, specialised chemical products, electric generators, gas-compression equipment, computer hardware and software, communications systems and spare parts.

In crude oil production alone, Venezuela plans to spend \$6bn between now and 1995 to raise output potential

to over 3.5m barrels a day.

In the past, US suppliers have traditionally obtained the lion's share of equipment and material sales to PDVSA.

But PDVSA is constantly evaluating offers from other international suppliers, and is ready to diversify its supply sources.

Some countries have recently increased their market share. Last year, US suppliers accounted for 59.1 per cent of PDVSA's overseas equipment and materials procurement, which totalled \$588m. This was down slightly from a US share of 59.7 per cent of 1988 purchases, which totalled \$561m.

In the same period, PDVSA purchases from Latin American countries grew from \$7.4m to \$2m. The leading individual supplier other than the US was the UK, which took 8.4 per cent of PDVSA's total purchases in 1990, down from 8.2 per cent in 1988. Other suppliers are the Netherlands, West Germany, Belgium, Mexico, Japan, Switzerland and Canada.

## Guinness chief urges shake-up for Seoul alcohol taxes

By John Riddings in Seoul

MR ANTHONY Tennant, chairman of Guinness, the UK wines-and-spirits company, yesterday urged a fundamental restructuring of South Korea's system of alcohol taxes and duties.

Mr Tennant, who is holding meetings with South Korean trade officials and the national tax administration, called government proposals to cut tax and tariff levels "wholly inadequate". A bottle of Scotch whisky in Korea would still cost more than four times its landed cost, he said.

Under the measures, to be submitted to the National Assembly this session, the liquor tax is to be cut from 200 per cent to 150 per cent and the customs defence tax elimi-

nated. Soju, the local Korean spirit, is subject to a 35 per cent liquor tax.

The proposals failed to address the central problem of discriminatory taxes against imported liquor and Korea remained one of only two industrialised countries levying alcohol taxes on an ad valorem basis, Mr Tennant said.

Gatt regulations required identical tax treatment for imported and domestic liquor, and Korea had no way of avoiding Gatt rules if it wanted to stay in the system.

The level of taxes and duties on imported whisky is one of the main irritants in trade relations between the UK and South Korea.

## Airline unhappy over routes

ASIANA Airlines, South Korea's second airline, has expressed strong dissatisfaction with the government's decision on the allocation of international air routes, John Riddings reports from Seoul.

The transport ministry has granted Asiana permission to begin services to the US, south-east Asia, and south-west Asian destinations. The policy is an attempt to stop what the ministry described as "unpro-

ductive" competition between Asiana and Korean Air (KAL), the principal national carrier.

A spokesman for Asiana said: "We are very unhappy with the decision. We cannot be expected to grow with this route allocation, and we are going to submit a proposal to the ministry that they totally reconsider."

KAL declined to comment but is also believed to be unhappy with the new system.

## Unlikely leader for a European drive

CLERICAL Medical and General Life Assurance, the sixth biggest UK mutual life insurer, is an unlikely pioneer for the European life insurance drive into South Korea, Richard Lappin reports.

Mr Douglas Clinch, Clerical's sales and marketing director, said yesterday: "Mutual life offices had long seemed 'stuffy and old-fashioned', but creating an international division, CMI Group, in 1987 'added a new dimension to our strategic thinking and product development'."

CMI Group had earlier set up a sales marketing office in Hong Kong and recently an office in Taiwan. It was stressing Far East and European expansion with a fund management operation in Luxembourg. "Only US and Canadian companies were permitted to trade (in Korea) before. We had to break that barrier," Sir Douglas Morphet, chairman, said.

Initially, Clerical's venture with Corgo Securities will involve its investing \$4m (£3m). Clerical is to buy a 50 per cent stake in Corgo CM Life, currently held by Commet Mutual Life Insurance.

The venture will be run mainly by Corgo staff, with a UK vice-president in Seoul. It will begin by selling annuities, whole life endowments, term assurances and group severance policies. The market was "screaming out" for more value and, Mr Ian Phillips, market development director, said.

## A policies breakthrough in S Korea

John Riddings on a further rising open of the insurance market

THE South Korean life insurance market, penetrated to date only by North American companies, has been pried open a little further.

Clerical, the Bristol-based insurance group, yesterday sealed a 50-50 joint venture with Corgo, a Korean group. It became the first European company to gain access to the world's second-largest life insurance market which last year alone saw premium revenues of Won1.5trillion (US\$4.5bn).

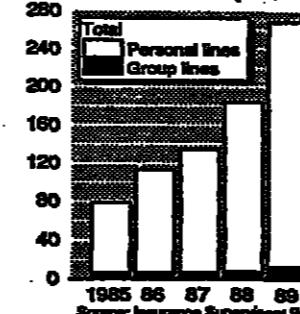
Entering Korea's substantial market was not easy. Strong lobbying by the British embassy was needed before CMI was allowed to take over the joint venture equity stake of Connecticut Mutual, a US insurance group which dropped plans to enter the Korean market because of problems at home.

CMI's success does not herald an invasion by other European companies. "CMI's case, and the fact that they took over a licence that had already been approved, is rather unusual," says another European group. "The Korean Government is concerned about too rapid an expansion in the industry and it remains difficult to get a business licence."

But the ongoing moves to liberalise international trade in services, conducted as part of the Uruguay Round of negotiations under the General Agreement on Tariffs and Trade, may bring improvement. Pressure from trading partners for greater access to Korea's protected financial services industries could widen the crack

### S. Korea Insurance

Life insurance business ('000bn won)



### SOUTH KOREA: Insurance business (bn won)

Policy type

	85	86	87	88	89
Pure endowment	16,362	16,141	44,313	123,445	202,342
Against death	30,210	41,154	56,212	9,254	9,254
Endowment	28,000	32,785	46,543	38,975	42,888
Group	7,134	7,785	8,014	9,358	14,026
Total	79,544	115,757	135,182	183,032	208,369

Source: Insurance Supervisory Board

new domestic companies have been granted licences over the last three years. All are competing to win market share from the six original companies which continue to dominate the industry.

The foreign companies have gained less than 2 per cent of total annual premiums. But all are optimistic, justified in part by the fact that only 34.5 per cent of Korean families hold life insurance policies. In the US the figure is more than 70 per cent. Moreover, the rate of new premium growth averaged more than 30 per cent a year throughout the 1980s.

Social patterns are changing too. "The Confucian practice, under which the eldest son cares for his parents in their old age, is weakening," says the Korean partner in one of the joint venture companies. "Nowadays, with more of a nuclear family system, the children just say 'goodbye dad' and that's it."

For some of the American companies, starting up was far from easy. Alco, part of the AIG group, was forced to cancel health and accident policies and suffered from a protracted strike by its workforce. The market has also become much more competitive. In addition to the foreign ones, 14

new domestic companies have enjoyed a relatively easy and extremely profitable business. The cash flow generated by their sales forces, usually short-term employees such as housewives, was easily transformed into profits through investment in booming real estate and stock markets.

But the increased number of companies has increased demand for skilled sales personnel, putting upward pressure on distribution costs. At the same time, the cooling off in the real estate market and the near collapse in the local stock market has depressed investment income.

Much of the challenge lies in developing better trained and educated sales forces. "We are trying to build a career agents path," says Mr Guy Bisaloff, regional vice-president of Alco.

The main message will be to promote the idea of insurance as opposed to savings. Currently, life insurance companies are competing directly with banks for the funds of the Korean saver, and the concept of insurance for protection is relatively underdeveloped.

They will also introduce western insurance products as the deregulation of Korea's tightly controlled market proceeds.

## Estonians and Finns link for insurance venture

POHJOLA, Finland's biggest insurance company, has signed a letter of intent to form the first Finnish-Estonian insurance joint venture company, Enrique Tessier reports from Helsinki.

The venture is due to come into operation early next year, when the Finnish-Estonian insurance company has been granted a licence, according to Pohjola.

Initially, it is planned to offer non-life insurance services to enterprises and individuals.

Pohjola also plans to help develop a computer system for the new insurance company, and train Estonian personnel in risk management and insurance coverage. Of the existing 122 Finnish-Soviet joint ventures, 56 are located in Estonia.

The Finnish and Estonian partners have not yet decided on the size of the equity stake or how it will be partitioned.

The Estonian partners will be: Eesti Majandusjuhtide Instituut, an Estonian management institute; Baltic Union Bank; Eesti Tarbijate Kooperatiivide Vabariiklik Liit, a consumer federation, and the following banks: EVA Bank, Eesti Hoiupank, Eesti Maapank and Tallek, an Estonian enterprise.

Pohjola, which has a Triple A rating from Standard and Poor's, became the first western European insurance company to sign last autumn a co-operation agreement with Ingosstrakh, the Soviet state insurance company.

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In our worldwide network of services. With nonstop flights from major German airports and from attractive destinations in Europe and around the world. Where else than in the heart of Europe are there more opportunities today for renewing old acquaintances and forging new business links? Berlin opens its arms to people from all over the world. And flying Lufthansa is the best way to get there. We're looking forward to welcoming you on board in the very near future.



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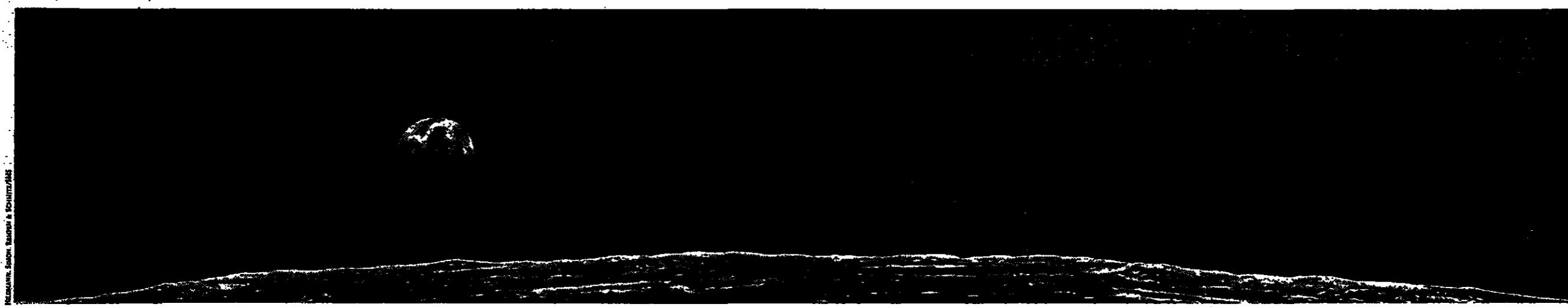
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## “Progress is the realization of Utopias.”

Oscar Wilde



Making dreams come true is both a poetic and an accurate definition of progress.

Consider man's ancient dream of "auto-motion," fulfilled at last by the automobile a century ago.

And mankind's dreams have also gone farther, refusing to remain earthbound.

They have enabled him to soar like a bird, to explore distant planets.

Science today continues to uncover new mysteries and realize ever bolder dreams, both on earth and beyond.

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We will continue to build the best automobiles in the world, and constantly improve their safety and environmental compatibility.

Utilizing shared knowledge and experience from all the Daimler-Benz corporate units, we will create new concepts in aviation, aerospace and the communications sciences and turn dreams into growth opportunities.

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## US BUDGET DETAILS

PETER RIDDELL, US EDITOR, ANALYSES THE DEFICIT REDUCTION PACKAGE

## Flexible targets undermine Gramm-Rudman law

THE Bush administration expects the federal deficit to be eliminated in four years, the result of budget measures and a sharp improvement in the economic outlook from late next year.

The statutory Gramm-Rudman targets for ending the deficit, introduced in 1985, have already been revised once - in 1987 - and they have now been changed again substantially.

Not only have the targets been relaxed and put back again but their basis has been changed to remove some of the big fluctuating variables. Indeed, the targets are now so flexible, particularly in response to economic changes, that they have lost whatever precision they had in the past.

While the targets might now be more achievable, this may only be because they have become more adjustable. All this undermines the spirit as well as the letter of the original Gramm-Rudman law.

For instance, the costs of the savings and loan rescue and bank deposit insurance and the surplus on the social security fund, to finance retirement pensions, have been excluded.

In fiscal 1991, for example, the social security operating surplus is estimated at nearly \$49bn (£25bn)

Changing Deficit Targets - in billions of dollars				
Fiscal Year	1985 Version	Gramm-Rudman deficit targets 1987 Version	1990 Version*	Actual Deficit
1986	171.9	-	221.2	-
1987	144.0	-	-	148.7
1988	72.0	144.0	-	155.1
1989	36.0	120.0	-	153.3
1990	0	100.0	-	220.4
1991	-	64.0	205.0 (253.5)	-
1992	-	28.0	197.1 (223.4)	-
1993	-	0	168.8 (123.4)	-
1994	-	-	111.6 # (16.7)	-
1995	-	-	63.3 # (61.3)	-

\*1990 version excludes cost of savings and loan rescue and bank deposit insurance and surplus on social security fund (figures in brackets on old basis) # minus sign means surplus

Source: Office of Management and Budget

while the deficit on the deposit insurance category is put at \$97bn. However, by fiscal 1995 the social security surplus is estimated at \$87bn, and deposit insurance is projected to show a surplus of nearly \$56bn.

Consequently, if the old definitions had been continued the deficit would have been projected to disappear by fiscal 1994, while on the new basis there will not be a balanced budget until fiscal 1996.

The budget documents, only slightly amended by the month's wrangling since the original summit

agreement, show the extent of deterioration in the budget outlook. Last January the administration was projecting a deficit for fiscal 1991 of just over \$100bn on current policies, falling to just below the then Gramm-Rudman target of \$64bn after \$36bn of budget measures.

Now the 1991 deficit on current policies is estimated at nearly \$294bn with about half the increase being explained by the soaring cost of the S&L rescue and increased costs of the bank insurance fund. Most of the remaining rise reflects a deterioration in the economic outlook this

year or, rather, a more realistic official view of short-term prospects.

The roughly \$41bn of first-year tax and spending measures takes the total down to \$254bn - before taking account of the redefined targets. Indeed, the 1991 package is less than the \$36bn deficit cuts proposed last January once an adjustment is made for the expected net costs of the Desert Shield military operation in the Gulf. This is estimated at \$3.7bn after deducting contributions from other countries.

The five-year \$432bn package - down \$3bn from the original agreement - is composed of about 28 per cent from additional tax revenues and 72 per cent from savings on spending below previously assumed levels. The main changes since the original summit agreement involve about \$20bn less savings on federal benefit programmes, notably Medicare health provision for the elderly, and an extra \$12bn in taxes and user fees, mainly raised from the better-off.

Higher income taxes paid by those earning more than \$100,000 a year alone account for a quarter of the additional gross revenue.

Critics have argued that the deficit projections are still on the optimistic side. For instance, real growth in gross national product is

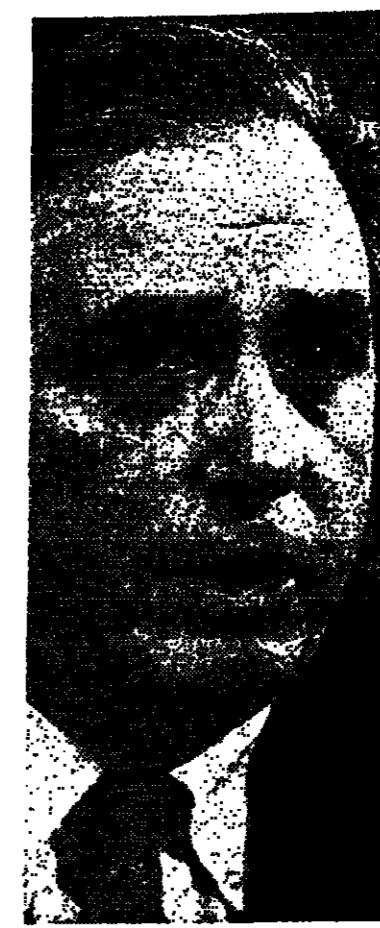
projected to accelerate from 1.3 per cent during the course of next year to 3.8 per cent during 1992 and 4.1 per cent in 1993.

Similarly, the interest rate on three-month Treasury bills is projected to decline from an average 7.7 per cent this year to 5.7 per cent in 1992 and 4.9 per cent a year later.

Moreover, the revised targets include a number of loopholes, apart from the exclusion of the Desert Shield operation and items such as Egyptian debt forgiveness.

Mr Stan Collender, director of federal budget policy at accountants Price Waterhouse, has noted that the budget director will be allowed to adjust the Gramm-Rudman deficit maximums and spending and revenue limits to account for changes in the economy. Consequently, "even a new and higher deficit forecast will not force Congress and the White House to attempt to develop another deficit reduction package."

Yet, while Mr Richard Darman, the budget director, has provided some safety outlets to cushion possibly higher estimates of the cost of the savings and loan rescue, or any further economic downturn ahead of the 1992 presidential election, the new targets suggest this is far from being the last budget package of the early 1990s.



Richard Darman: safety outlets

## ■ FOREIGN INVESTORS Reporting requirements tightened

FOREIGN investors operating in the US will face tighter reporting requirements and consequently should pay an additional \$500m (£182.2m) in taxes over the next five years.

However, more far-reaching proposals made by leading congressional, including withholding tax on foreign capital gains, were dropped from both the original summit agreement and the final package.

Foreign-owned companies will have to keep records for review by the Internal Revenue Service on all tax matters, not just on transactions with related foreign parties as required under a 1989 law.

The new law also gives the IRS powers to seek information from branches of subsidiaries of foreign-owned groups.

Revenue would be generated from collection of taxes previously lost because of the expiry of the Statute of Limitations and from the imposition of penalties for non-payment of taxes. This is reinforced by the proposal to raise by two percentage points the interest rate on corporate tax underpayments over \$100,000 following notification by the IRS. There is also a surtax on under declarations of income over \$10m.

The new measures result from increased IRS and congressional concern about under-payment of taxes by foreign-owned companies as a result of manipulation of US declared profits caused by internal transfer pricing transactions.

While foreign investors and governments have been worried about the possible extension of extra-territorial authority, there is relief that the provisions are not as onerous as originally feared. However, further congressional inquiries are under way and new proposals aimed at foreign investors are possible next year.

## ■ MAIN POINTS OF BUDGET

- Income tax - top marginal rate increased from 28 to 31 per cent
- Excise tax on petrol raised by 5 cents to 14 cents a gallon; beer, cigarette and wine taxes up
- New luxury tax of 10 per cent on aircraft, boats, cars, furs and jewellery
- Tax rate on fuel-heavy cars doubled
- Social security programme extended to all state and local workers; employees can earn \$125,000 (up from \$1,300) before they pay 1.45 per cent Medicare tax
- Foreign investors made more accountable to Internal Revenue Service
- Five-year federal entitlement programmes cut by 2.5 per cent and rules tightened to prevent overspending
- Corporate taxes raised to contribute 11 per cent of budget revenue; small businesses receive over \$1bn in tax breaks

## ■ FEDERAL SPENDING

### Few cuts planned for federal spending

THE BUDGET package makes little impact on federal spending programmes, though new enforcement rules are intended to produce a tighter discipline against overspending.

Of the overall \$432bn (£249.7bn) five-year package, some \$36bn comes from reductions in benefit or entitlement programmes, or only about 2.4 per cent of the total expected spending in these categories over the period. Some \$34bn is expected from reduced reimbursement payments to doc-

tors and to hospitals and nearly \$15bn from reductions in farm subsidies.

Around \$12bn of the cuts come from discretionary programmes, mostly from defense.

While as Republicans are loudly complaining this hardly represents a willingness by congressional Democrats to cut much-needed programmes, the new rules offer the hope that these figures may be more realistic than in the past.

For the next three years, ceilings have been set for the

separate categories of defence, foreign aid and discretionary domestic (thus excluding social security and health provision).

If these ceilings are exceeded, the administration is required to make automatic spending cuts within each category.

Moreover, all new government benefit programmes enacted by legislation may be offset by spending cuts. The same point applies to proposed tax cuts. But this will not apply to increases in social security spending caused by

changes in the economy.

In addition, tighter controls are being applied to various federally guaranteed bodies to ensure a clearer definition and congressional authorisation of the subsidy component of direct and guaranteed loans.

Under current law, if the new securities have the same face amount as the old ones, a company can usually avoid a taxable gain on the exchange, even though it is creating a profit by retiring debt at a lower cost than its face amount.

The proposal would change the tax treatment of debt exchanges, in which a company issues new debt securities to replace existing debt securities.

Under current law, if the new securities have the same face amount as the old ones, a company can usually avoid a taxable gain on the exchange, even though it is creating a profit by retiring debt at a lower cost than its face amount.

The new proposal would force companies to book the new debt for tax purposes at its fair market value, which would generate a taxable gain. The only exceptions would be companies that are insolvent or in bankruptcy proceedings, and the new law might encourage such actions.

The package also includes a number of tax breaks. These include research and experimentation tax credits and reliefs for employer-provided legal services and education reimbursement, health insurance for the self-employed and subsidies for low-income housing development.

Continuing existing reliefs will cost \$5.9bn over five years.

The legislation also includes nearly \$2.5bn in new energy tax incentives over five years for independent oil and gas drillers as well as a ethanol tax preference for production of ethanol used in alternative car fuels.

Small businesses received well over \$1bn in breaks - much smaller than the original \$12bn package of "growth incentives".

The proposals now include aid to estates including small business assets and to smaller companies buying new equipment for productive purposes or to help disabled people.

A modification of the estate tax rules would make it easier for retired business owners to maintain some financial ties to their company even after they have given most of it over to their heirs.

## ■ TAX SYSTEM

### Package fine tunes Reagan administration's radical overhaul



Dan Rostenkowski: 'quest for simplicity postponed'

political system, the 1986 changes were imperfect, leaving a number of loopholes and large scope for deductions for mortgage-financed housing and employee fringe benefits. Nevertheless, the maximum marginal income tax rate was cut from 50 to 33 per cent and capital gains were treated as income.

The latest package amends but does not basically undermine that reform. While the old bubble - under which the very wealthy (those earning more than about \$180,000 a year) paid a marginal tax rate

of 28 per cent against 33 per cent for those just below this level - may have been eliminated, a new bubble has been introduced.

The limit on itemised deductions and the phasing-out of the personal exemption will add to marginal rates, depending on family size.

The marginal tax rate rises by 0.5 percentage points for each man, woman and child in a family.

Nevertheless, the US personal tax system remains progressive as a whole and no taxpayer will pay more than 31 per cent of their income in federal income tax. Moreover, unlike the original summit package, low income workers will be substantially assisted by the final law which increases the earned income tax credit for low-wage workers, especially with families, to help pay for child care and for health insurance.

This will cost \$16bn over five years.

The decision to hold capital gains tax to a maximum of 28 per cent opens up a gap with the top marginal income tax by 5 per cent, depending on the impact of other tax changes. But such a differential should make little impact on incen-

per cent. Raising alternative minimum rate from 21 to 24 per cent and setting a top capital gains rate of 28 per cent. Reducing itemised tax deductions by 3 per cent of adjusted gross income over \$100,000 and phasing out exemptions, starting at \$100,000 and ending at \$225,000 for single filers, and from \$150,000 to \$275,000 for joint filers.

• Excise taxes. An increase of five cents to 14 cents a gallon in federal petrol tax. A rise of eight cents to 24 cents a pack in cigarette tax by 1993. Doubling of tax to 32 cents on a six-pack of beer and a rise of 18 cents to 21 cents on a bottle of table wine, with an exemption for small producers.

• New luxury tax of 10 per

cent on amount over sales price of \$250,000 for aircraft, \$100,000 for boats, \$30,000 for cars and \$10,000 for furs and jewellery, including watches.

Taxes do not apply to aircraft, cars and boats used exclusively for business or trade, or to leather and artificial fur.

• Fuel guzzlers. Tax rate on cars that get less than 12.5 miles/gallon will be doubled.

• User fees. Extend 3 per cent excise tax due to expire this year and increase passenger ticket tax from 8 to 10 per cent.

• Social security. Expand programme to all state and local workers. Increase cap on employee wages subject to 1.45 per cent Medicare tax from \$51,300 to \$125,000.

## VENTURE CAPITAL

The Financial Times proposes to publish this survey on:

26th NOVEMBER 1990

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## Leningrad mayor meets Baker as US broadens contacts

By Lionel Barber in Washington

MR James Baker, US secretary of state, yesterday held talks in Washington with Mr Anatoly Sobchak, the reformist mayor of Leningrad, a further sign that the US intends to broaden contacts with the Soviet Union beyond President Mikhail Gorbachev.

Mr Sobchak, who left the Communist party earlier this year and ranks second only to Mr Boris Yeltsin in Soviet opinion polls, also met Gen Brent Scowcroft, President George Bush's national

## Thatcher defends stance on closer ties to Europe

By Ivor Owen, Parliamentary Correspondent

A DEFIDENT Mrs Margaret Thatcher, the prime minister, yesterday said she would maintain her stand against the surrender of further powers by the Westminster Parliament and the adoption of a single European currency.

In a strong defence of the views which led to her isolation at the Rome EC summit, Mrs Thatcher accused Mr Jacques Delors, president of the EC Commission, of seeking to expand the powers of non-elected officials and of trying to "centralise" democracy.

Mrs Thatcher branded the Delors proposals for economic and monetary union as the "backdoor" to a federal Europe.

The prime minister labelled Mr Neil Kinnock, the Labour leader, "little Sir Echo" after he had argued that had she adopted a different approach to the other EC heads of government would have been more susceptible to Britain's case.

In more conciliatory tones the prime minister forecast that the forthcoming inter-governmental conference would see the abandonment of the "grandiose" concepts which dominated the Rome summit and a return to rational discussion which would result in an outcome acceptable to Britain.

Britain, she said, would not be alone in opposing a single currency and the full implications — including the transfer of money and the massive movement of people in search of jobs in new locations — were resisted by other EC members.

Mrs Thatcher also made it clear that fundamental changes needed amendment to the Rome treaty would not be possible without Britain's agreement. "You can only have a new treaty if all [12] Parlia-



Mrs Thatcher leaving Downing Street last night before attacking the Delors plan

ments ratify it," she stressed.

Dismissing suggestions from the Labour benches that her firm stand would eventually be replaced by a "cave-in," the prime minister refused to accept that the "hard Ecu" proposed by Mr John Major, the Chancellor, as an alternative to Mr Delors' proposals would lead "inevitably" to economic and monetary union.

She insisted that the "hard Ecu" would not require a European central bank, and added, "in my view it would not be surrendered and it would be contrary to that understanding if the Government were to agree to a single currency, a central European bank and the Delors definition of economic and monetary union.

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## British businesses face a 10% increase in local tax

By Alison Smith

THE government will announce today that most businesses face an increase in their rates — local taxes — of at least 10 per cent next year.

Mr Chris Patten, the environment secretary, will also tell the House of Commons the amount the government will give each authority in grants as well as what it expects each local council to spend.

Mr Michael Portillo, the local government minister, revealed yesterday in a written statement that just over one in three businesses will face an inflation-adjusted, or real terms, increase in the rates next year.

He calculated that 20 per cent of businesses next year, particularly in the north, would still gain from the reversal

## Treasury prepared 'to fund' Gulf forces

By John Mason

MR TOM KING, the defence secretary, yesterday gave a clear indication that the Treasury is prepared to fund Britain's military involvement in the Gulf from a budget on top of that for normal defence spending.

A further 100,000 or so small businesses where the owner lives on the premises will see their real terms increase limited to 10 per cent.

The current UBR level is 34.3

per cent in the pound. Today's announcement by Mr Patten is expected to set the rise in the UBR close to a maximum of 10.9 per cent which corresponds to September's inflation figure.

### Interest Rate Changes

Interest rates for business and personal banking will increase from 1st November 1990.

Business banking rates will increase by 0.50% from 1st November 1990.

Personal banking rates will increase by 0.25% from 1st November 1990.

Interest rates for savings accounts will increase by 0.25% from 1st November 1990.

Interest rates for current accounts will increase by 0.25% from 1st November 1990.

Interest rates for term deposits will increase by 0.25% from 1st November 1990.

Interest rates for building society accounts will increase by 0.25% from 1st November 1990.

Interest rates for personal investment accounts will increase by 0.25% from 1st November 1990.

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## UK NEWS

## ECONOMIC SURVEY

## Employers predict full-scale recession in UK

By Peter Marsh, Economics Staff

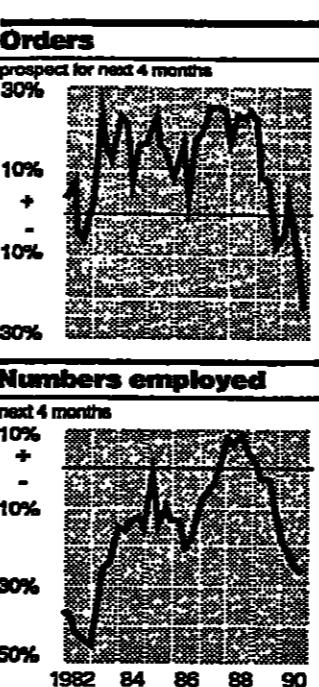
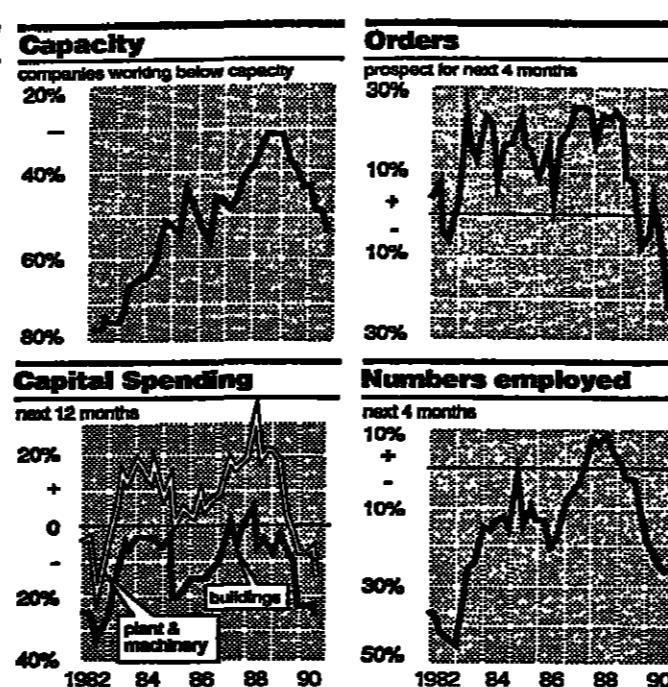
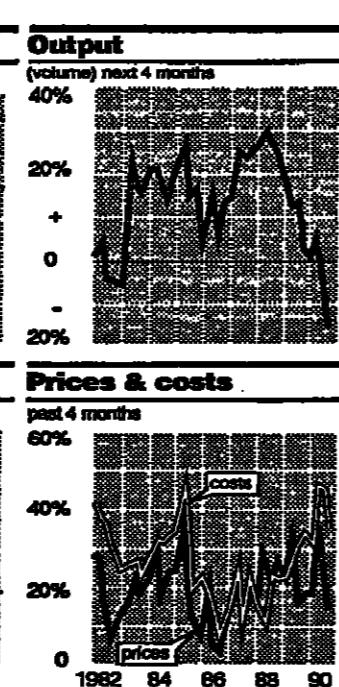
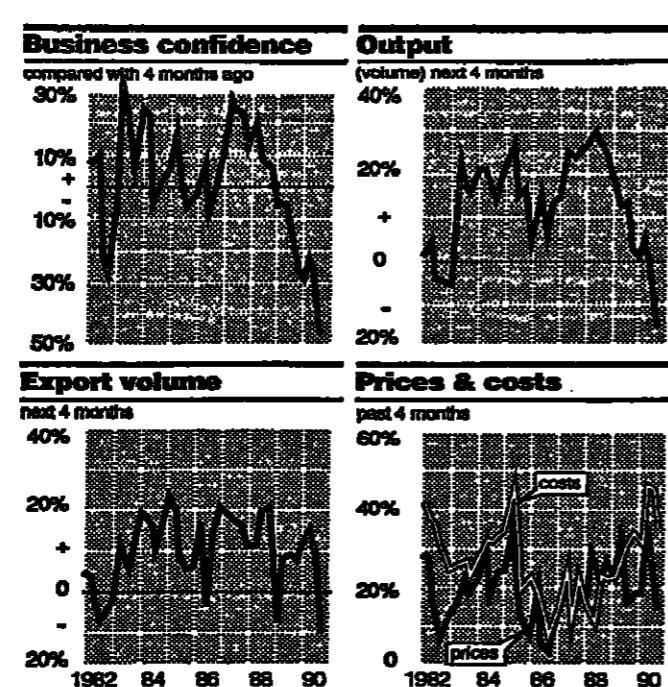
**THE STRONGEST** evidence so far that the UK is moving into a full-scale recession came yesterday with a survey from the Confederation of British Industry, the employers' organisation, which said manufacturers were in their worst difficulties for 10 years.

Mr David Wigglesworth, chairman of the CBI's economic situation committee, called for a further cut in UK interest rates "sooner rather than later" to halt the fall in manufacturing output. By the end of the year, according to CBI figures, this is likely to have declined for three successive quarters.

The CBI said there was no immediate prospect of an improvement. Over the next three months up to 30,000 jobs could be lost out of a manufacturing labour force of 5.1m.

The survey, based on replies from more than 1,000 companies, will increase pressure on the government to react to gathering signs of economic recession. These have become more visible since Mr John Major, the chancellor of the exchequer, reduced interest rates from 15 per cent to 14 per cent on October 5. At the same time he announced Britain's entry into the European exchange rate mechanism.

Yesterday's survey, which was much grimmer than expected, was based on soundings from industry mostly taken after the announcement of the base rate cut and ERM entry. It showed that confidence among



manufacturers was at its lowest level for 10 years, while production was falling at its fastest rate since 1981.

UK manufacturing industry accounts for about a quarter of total output. Many other areas of the economy, services for example, are highly dependent on it. The CBI's best guess was that total UK output was static or showed a slight decline between the second and third quarters of this year. Confidence

of this trend will not be possible until government statistics are released next month.

Last week Mr Major said for the first time that the UK might be moving into a recession, which is normally defined as two successive quarters of negative growth.

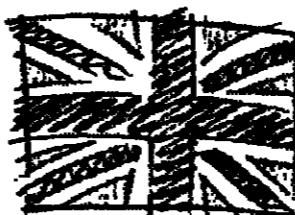
The Treasury said yesterday that the survey, while gloomy, "was not unexpected given the other indicators in the economy". It said the government

was unlikely to cut interest rates in the immediate future while inflation was high.

For the opposition Labour party, Mr Gordon Brown, the trade and industry spokesman, said he feared "a winter of closures, bankruptcies and redundancies". He called for action in the government's autumn statement next month to boost investment in training and technology.

The CBI survey showed that

## BRITAIN IN BRIEF



## EC to lend £150m for new bridge

The European Community is to lend £150m towards construction of a second bridge linking England and Wales across the Severn river.

The 15-year loan is for Severn River Crossing to build a six-lane bridge due to open in 1996, according to a statement by the European Investment Bank, the EC's investment arm.

Severn River Crossing, a company jointly owned by the engineering firm John Laing and GTM Enterprise of France, will be the toll operator for the first 30 years. The bridge is expected to carry 95,000 vehicles a day.

The EIB said the bridge would improve access to the regional development area of south Wales, improve communications for existing and new industries as well as tourism and "enhance the European road network".

## Acer in venture with US firm

American Capital and Research Corporation, a US engineering consultant, has acquired a 50 per cent stake in Acer Group, one of Britain's biggest firms of consulting engineers.

The two have established a joint venture company to market their services worldwide.

## Tube finance director goes

London Underground and its finance director have abruptly parted company just two weeks after it emerged that a £40m budget shortfall had plunged the Underground system into a cash crisis.

Mr John Hargreaves, 47, cleared his desk in London Underground's headquarters on Tuesday lunchtime and is not expected to return. His place will be filled temporarily by his predecessor, 37-year-old Mr Jeff Allen, who is retiring from early retirement until a permanent replacement can be found.

## Train driver's sentence reduced

The train driver who was convicted of manslaughter after last year's rail crash at Purley, Surrey, in which five people died, has had his jail sentence reduced from six to four months by the Court of Appeal.

The decision means Mr Robert Morgan, who ignored warning signals, should be released from Ford open prison in Sussex on Friday.

## Minister defends inner city policy

The government is making an effort to keep up the spirits of development in Britain's inner cities in the face of the growing economic downturn.

In a speech that amounted to a defence of government policy Mr Michael Portillo, the inner cities minister, declared: "The government's commitment to the inner cities

## UK spending likely to slow

UK consumer spending growth, which outpaced all other European Community countries over the past decade, will slow markedly over the next four years, according to an Economic Intelligence Unit report.

Spending, adjusted for inflation, will grow by only 12.1 per cent over the period 1989-1994. This compares with a growth rate of 20.3 per cent over the previous five years.

## Household debt up in London

Household debt is an increasing problem for Londoners and is likely to remain so despite the recent cut in base rates, according to the Money Advice Support Unit.

The unit said that inquiries concerning mortgage arrears had more than doubled, while those about repossession rose by 60 per cent in the first six months of 1990 against the same period in 1989.

## Marchioness appeal rejected

An attempt to compel the Director of Public Prosecutions to bring manslaughter charges over the Marchioness tragedy on the Thames last year has failed.

The High Court's Mr Justice Nolan refused an application by a survivor of the collision between the pleasure boat and the dredger Bowshell, in which 51 people died, for leave to seek a judicial review of the DPP's decision not to charge anyone with manslaughter.

## Brussels urged to set meat rules

Mr John Gummer, the agriculture minister, has supported a call from Britain's meat processors and butchers that Brussels spell out the standards it has laid down to set across Europe. Manufacturers also want to know when the standards will take effect.

"I am desperate for the European Community to get down to telling us when and where and what," Mr Gummer told the British Meat Manufacturers Association.

## Government puts £3bn price tag on Social Charter

John Gapper, Labour Editor

**EMPLOYERS** will have to bear additional employment costs of about £3bn if the first draft directives on working conditions produced by the European Commission are implemented in full, the British government claimed yesterday.

Mr Michael Howard, employment secretary, said the draft directives on part-time and temporary work, working time, and maternity leave would together add immensely to employment costs and lead to a rise in unemployment.

His estimate is the first time the government has tried to cost the damage to employment prospects which it says the EC's directives under the Social Charter initiative would represent.

The statement marks an escalation in British opposition.

Mr Howard, however, emphasised that Britain would accept many of the social action programme directives fully, leaving negotiations.

These directives included measures on health and safety and equal opportunities for workers.

He signalled that the government was preparing to challenge in the European Court proposals put forward under articles of the Treaty of Rome. These require only majority voting, and so will not need British support.

In its determination to push its proposals through, the Commission has abused the Treaty of Rome itself.

A number of these directives have

been put forward by the Commission under what are clearly inappropriate articles, he said.

Mr Howard told a conference on social Europe organised by the Confederation of British Industry, the employers' organisation, that the Department of Employment had estimated the cost of implementing directives on part-time and temporary work at £1bn.

Among responses from employers, he said, a trade association of about 170 companies employing 260,000 people had said the directives would make it uneconomic to employ part-time workers, and lead to 40 per cent drop in the number of jobs.

He said the draft directive on working time which seeks to limit some

night shifts and require minimum levels of paid leave could mean changing 10 per cent of working patterns in Britain.

Department of Employment economists had estimated the extra costs to employers at £2bn.

"The long-term costs to industry of losing the flexibility to adapt working patterns to changing market needs are simply incalculable," he said.

Finally, the department estimated the proposed right to paid maternity leave of 16 weeks for all women employees would cost employers and workers more than £400m a year.

The inevitable result would be a loss of jobs.

## SOLAR SYSTEM

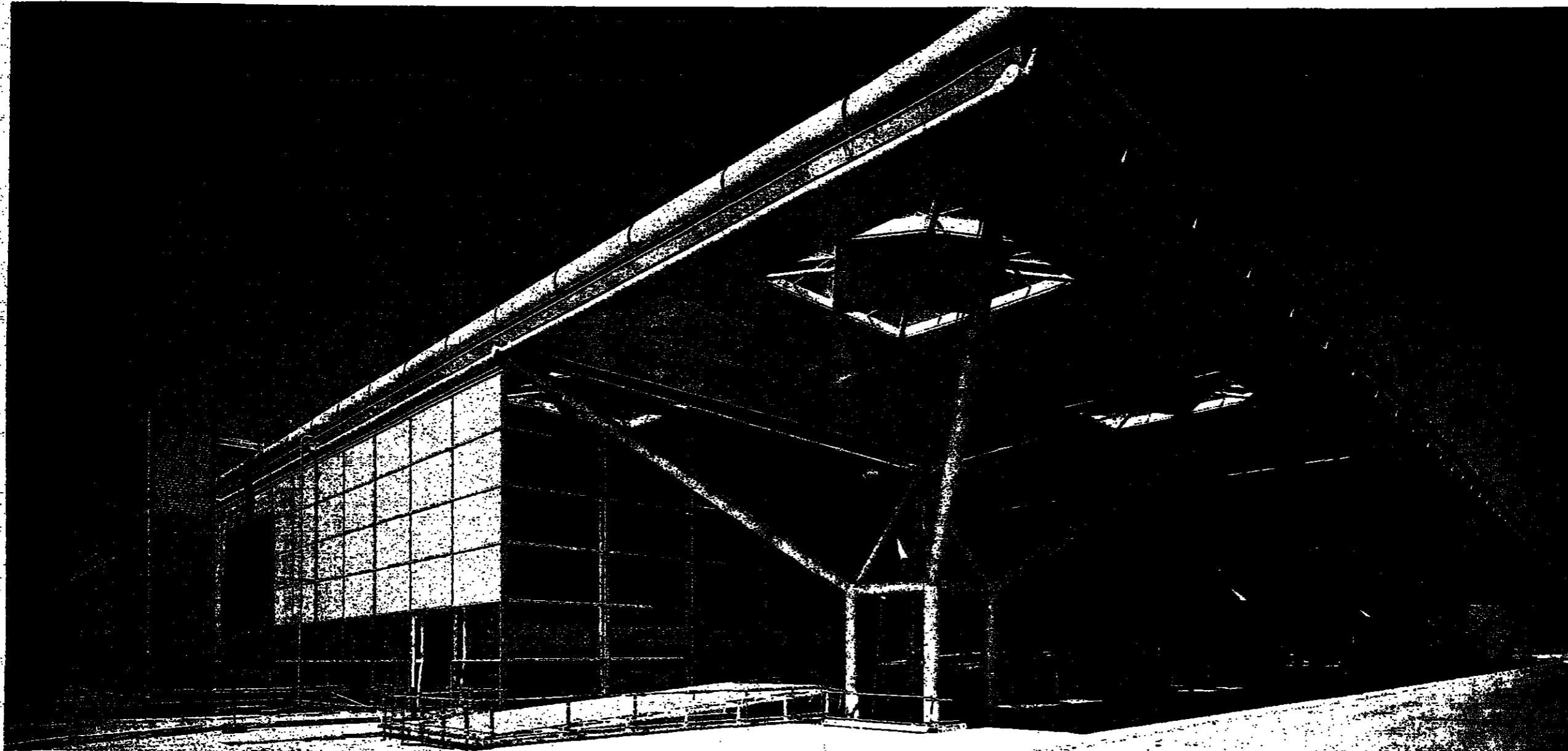
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## FT LAW REPORTS

## Tax regulations are invalid

REGINA V INLAND REVENUE  
COMMISSIONERS, EX PARTE  
WOOLWICH EQUITABLE  
BUILDING SOCIETY  
House of Lords (Lord Keith of  
Kinkel, Lord Brightman, Lord  
Oliver of Aylmer, Lord Goff  
of Chieveley, and Lord Lowry):  
October 25 1990

THE INLAND Revenue has power to make retrospective regulations to prevent building societies from escaping liability to pay sums representing investors' income tax during the changeover period from when income to be taken into account ceased to be that shown in a society's accounts for accounting years ending during the year of assessment, and became that received in the year of assessment, starting with April 6 1986. But the power extends only to the imposition of liability for sums calculated at rates applicable to the year of assessment concerned, and regulations are invalid insofar as they provide that sums shall be calculated at rates applicable to a previous year of assessment or not in a single year of assessment, but to quarterly periods falling in different years.

The House of Lords so held when allowing in part an appeal by the Woolwich Equitable Building Society from a Court of Appeal decision (FT, April 21 1989) that Inland Revenue transitional regulations for the payment of sums representing investors' tax were valid. It dismissed that part of the appeal relating to the Court of Appeal's decision that the Revenue had power to make regulations, Lord Lowry dissenting.

LORD OLIVER said by annual voluntary arrangement with the Revenue the Woolwich, whose accounting year ended on September 30, discharged liability for payment of sums representing investors' tax by reference to dividends and interest in its accounts in the accounting year ending in the current year of assessment.

From 1970 until the end of tax years 1985-86, the arrangements were regulated by section 343 of the Inland Revenue and Corporation Taxes Act 1970.

Paid under a section 343 arrangement in any year of assessment discharged investors' liability for basic rate tax on income received in "the year of assessment", though the "amount representing income tax" was calculated, not on income received in that

year, but on sums shown in the accounts for the accounting period ending in that year.

So long as successive arrangements were made on the same basis, interest paid between the end of the accounting year and the beginning of the next year of assessment would be brought into account for computation of liability in that year of assessment. If the arrangement was discontinued, there would be a "gap period" which would never be brought into account.

Section 40 of the Finance Act 1985 ended the system of annual voluntary arrangements and added a new subsection (1A) to 343, providing that the Revenue might make Regulations for 1986-87 and any subsequent year of assessment.

By the Income Tax (Building Societies) Regulations 1986, the Revenue imposed a compulsory system from April 6 1986, of quarterly collection of tax on sums actually paid in the quarter concerned.

In the absence of further provision the effect of the changeover was that payments made between the end of the accounting year and April 6 1986 would never be brought into account, as they related to 1985-86 liability which had already been discharged.

The Revenue introduced transitional provisions into the Regulations, to bring those sums into account.

Regulation 2 defined "payment quarter" as three months ending the last day of February, May, August or November.

Regulation 3 provided that societies should pay for each payment quarter, at rates "for that payment quarter". Thus, Regulation 3 charged to tax in 1985-87 income paid between February 28 1986 and April 6 1986 – ie during year of assessment 1985-86.

Regulation 11 charged to tax dividends and interest paid during 1985-86 between the end of the accounting year and February 28 1986. Regulation 11(4) charged tax at the reduced and basic rate for

So far as Woolwich was concerned, the effect of the Regulations was to subject it over 24 months to tax on 29 months' income, with the result that the Revenue received for fiscal years 1986-87 and 1987-88 some £76m more than it would otherwise have received for dividends and interest paid in those years.

Woolwich applied for judicial review seeking a declaration that the 1986 Regulations were unlawful. As the legislation stood when the Regulations were made, it would have succeeded. Income tax was an annual tax assessed in respect of a particular year of assessment. No precedent existed for charging tax for a particular year on the income of a period of more than a year.

Section 343(1A) enabled the Revenue only to make provision "with respect to the year 1986-87 and any subsequent year of assessment".

However, section 47(1) of the Finance Act 1986 introduced a deliberately retrospective amendment. It provided that in section 343, subsection (1A) "shall have effect and be deemed always to have effect" to enable the Revenue to make regulations requiring societies to account for sums "including sums paid or credited before the beginning of the year but not previously brought into account".

Those payments therefore fell between two stools. There was no single "reduced rate amount" or "basic rate amount" for that quarter.

The regulation was *ultra vires* to that extent because the section under which it was made did not authorise the application of any rate other than that "for the year of assessment concerned", and that had to be either 1986-87, or some subsequent year.

That was not a defect which could be cured by deletion. The whole regulation would have to be rewritten.

The appeal was dismissed with regard to the power to make regulations imposing tax on sums paid during the gap period. The appeal was allowed with regard to the invalidity of regulation 11, and of regulation 3 so far as it related to the period after February and before April 6 1986.

Lord Keith and Lord Brightman agreed. Lord Goff gave a concurring judgment. Lord Lowry allowed the appeal on the ground that section 343(1A), originally or as amended, did not authorise the collection of additional tax referable to the period from October 1 1985 to April 5 1986.

*For the Woolwich: John Gardner QC, Nicholas Underhill and Jonathan Peacock (Clifford Chance).*  
*For the Revenue: Samuel Stanser QC and Alan Moses QC (Inland Revenue Solicitor).*

Rachel Davies  
Barrister

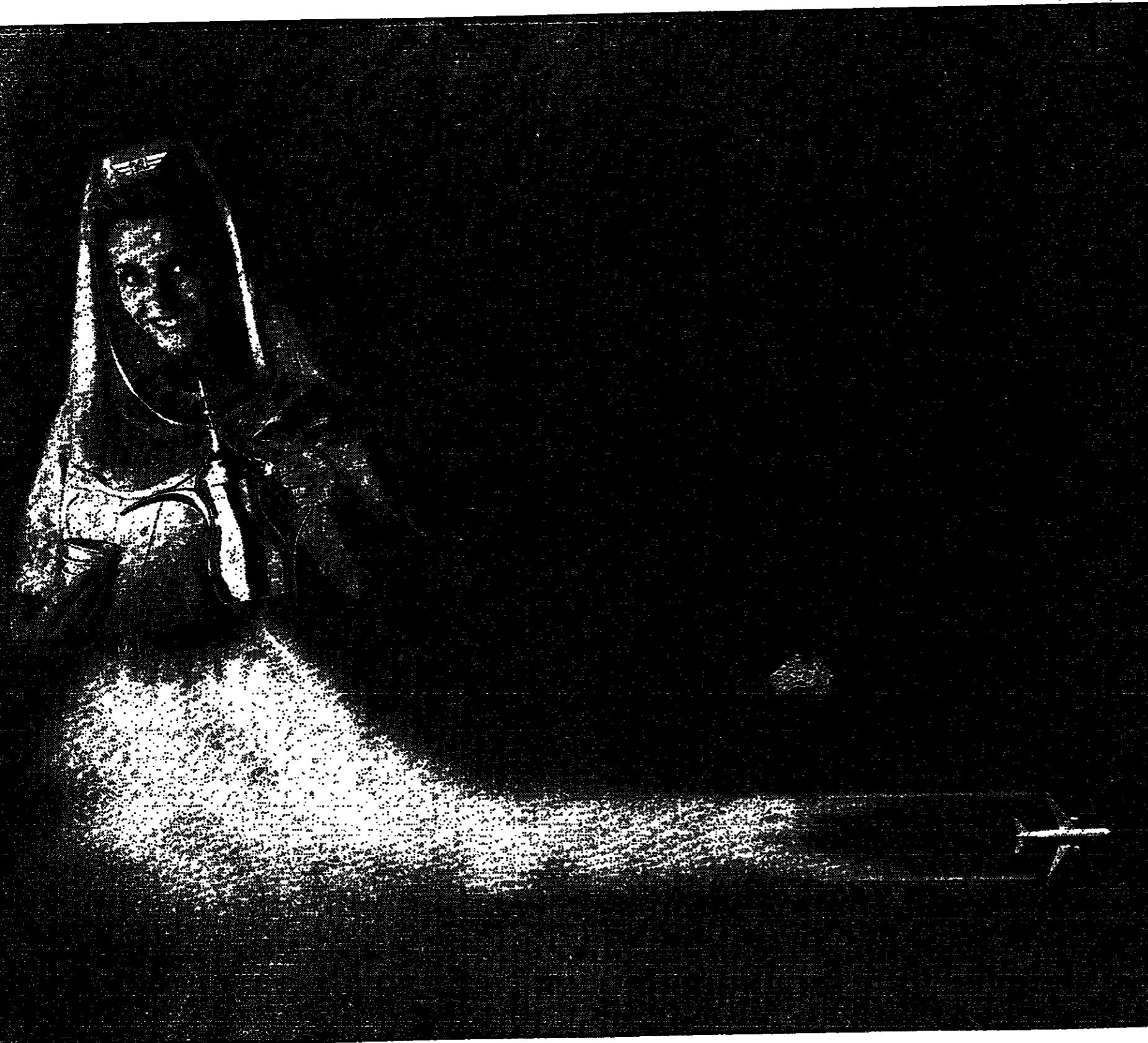
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## FINANCIAL TIMES SURVEY

## ARCHITECTURE

Wednesday October 31 1990

**BT**  
With orders falling and staff being laid off, things look bleak for the profession. However, as Colin Amery finds, the competitive climate emerging from the recent surge in building and new markets in the Pacific Basin and eastern Europe are giving cause for hope

## Figures point to grim future

THE ARCHITECTURAL profession is having a tough time. A recent telephone survey carried out by Architects' Journal discovered that some 90 practices expected to have lost of almost two hundred staff before the end of the year.

If these numbers are projected to cover all practices the worst scenario suggests redundancy of nearly 10,000 architects. This is almost half the profession. Recently the chairman of the Association of Consultant Architects, Mr Ray Morley, said that the coming year could be the worst for the profession since the Second World War.

Workload figures recently issued by the Royal Institute of British Architects show a sharp fall, and Department of the Environment figures showed an 18 per cent fall in total construction orders in the second quarter of the year, which was described as the most serious decline for a quarter of a century.

There has been a fall of some 25 per cent in the RIBA's clients' advisory service and when it comes to small works, which are the serious bread and butter for much of the profession, the decline has been as much as 35 per cent during the first six months of 1990.

There is also the added difficulty for architects caused by the relatively recent introduction of fee bidding in a competitive market. When market forces really bite there is the danger of architect eating architect as rivals allow bids on jobs to fall below RIBA recommended scales in the anxiety to secure work.

The RIBA and Garmarque Communications now publish quarterly figures called "RIBA Leads" which show that pri-

ate sector non-housing commissions fell by 23 per cent during the second quarter of 1990 and housing commissions fell by the same amount.

Forecasts show that the office market is likely to fall an additional 20 per cent in the next twelve months and a 15 per cent drop is anticipated in the retail market and a 10 per cent drop in the industrial sector.

Demand for new houses is

expected to drop by some 15 per cent in the same period.

Geographically the recession appears to be spreading from the South East to the Midlands and the North although Scotland continues to be healthy with an increase in workloads of 22 per cent in the second quarter.

This is probably due to a more mixed approach to business in Scotland where partnerships between the public and private sector seem to be more common and successful than in other regions.

The architectural profession is always the first to suffer when recession hits the property and construction industry and current fears about the future seem justified. Barclays Bank forecast in September that by the end of the year some 30,000 building firms will file for bankruptcy.

The decline in speculative property development is clearly serious. The inability of County Hall Development Group to raise the finance for the redevelopment of London's County Hall on a prominent Thames-side site is only one highly visible sign of the loss of confidence in the over-supplied London office market.

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## ARCHITECTURE 2

## NEW NAMES

### Young talent is going it alone

FOR CENTURIES architectural competitions have been the life-blood of any young architect desperate to carve name, fame and fortune in brick, mortar and mortar.

From the time when Brunelleschi was appointed in Florence to design the dome of Santa Maria del Fiore to Gilbert Scott's winning design for the Anglican Cathedral in Liverpool at the turn of this century, competitions have provided a mechanism for new talent to make its presence felt.

Many young architects would agree that both the number of competitions and volume of entries they attract have increased in recent years. This year's Dulwich Picture Gallery competition to design a new pavilion alongside Sir John Soane's masterpiece attracted a record number of 377 entries.

But it is not just the amount of competitions and entrants that are increasing. According to the Royal Institute of British Architects (RIBA), so too is the number of young architectural practices coming on to its books.

This is because of, rather than in spite of, the recession in the construction industry. The trend is for the larger architectural practices to trim running costs by laying off architects, who then set up on their own. The RIBA reckons that over the past three or four years around 500 new practices have joined the Institute.

"We have a large number of young practices as members," explains RIBA spokesman Mr Alan Meikle. "Even before the downturn, many of them set up when the property boom was at its height. They may well have been working for top name architects and once they had the experience saw the opportunity to fly."

The RIBA regards young as under 40 so London-based architects Mr Nic Sampson and Mr Stephen Archer, who were both 29 when they set up their practice Archer Sampson in January this year, must register as positive babes.

As Mr Meikle suggests, both followed the format of working



Stuttgart West, a competition entry by Harper Mackay: "We see it as a morale booster"

with named architects and designers before going it alone.

Although Mr Ken Mackay of architectural practice Harper Mackay, which was established over three years ago, was weaned on competitions in his early working life, he waited until his own practice was established before going down that route himself.

But a recent move by Harper Mackay into competitions has not been for the potential glory, maintains Mr Mackay. "We see it as a morale booster and a cohesive point for the team. Also it's a chance to state your company's architectural philosophy and add a touch of escapism to everyday working life."

The practice entered an invited competition for Tonbridge School's new theatre, for which they were paid £2,000. The project did not result in a building commission and the cut to the young team was five times more than the fee, but Mr Mackay felt it was a worldwide experience. "It gave us a useful introduction to the City Guilds which we wouldn't get under normal circumstances," he says.

There are also benefits for the practice portfolio. Harper Mackay recently competed alongside architect Doug Clelland against three local German architects for a development in Stuttgart described by Mr Mackay as about half the size of Broadgate. "We didn't expect to win but at least the scheme gave us the golden opportunity to work on a city scale."

develop," says Mr Sampson.

Although Mr Ken Mackay of architectural practice Harper Mackay, which was established over three years ago, was weaned on competitions in his early working life, he waited until his own practice was established before going down that route himself.

But despite highlighting the advantages of certain competitions on a limited level to his own practice, Mr Mackay has misgivings about the concept of competitions generally. "Winning a competition doesn't automatically spring you to the top of the pile," he says. "What does is consistency - you need to be out there doing work and building up your experience."

Architect Mr Tom Pike has run his own practice for three years since leaving the design consultancy Tilly Pike Shaw. He maintains a strict no-competition policy, declaring, "They are a complete lottery. Mostly you have no chance of winning and you don't get any money for entering."

Mr Pike says that he has seen colleagues enter competitions with great enthusiasm and present new and exciting architectural solutions - only to witness the winning scheme chosen as a replica of the existing building. "If a brilliant scheme results from the competition then the entrants can at least feel stretched, but otherwise they feel cheated - and exhausted," says Mr Pike.

According to the RIBA's Mr Allan Meikle, competitions are fine if the young architect keeps a sense of proportion about them. "They are a bit like whining the pools. Hardened architects will tell you that it is silly attitude to think you are going to win, but it is a way of keeping your creative hand in and practising your skills."

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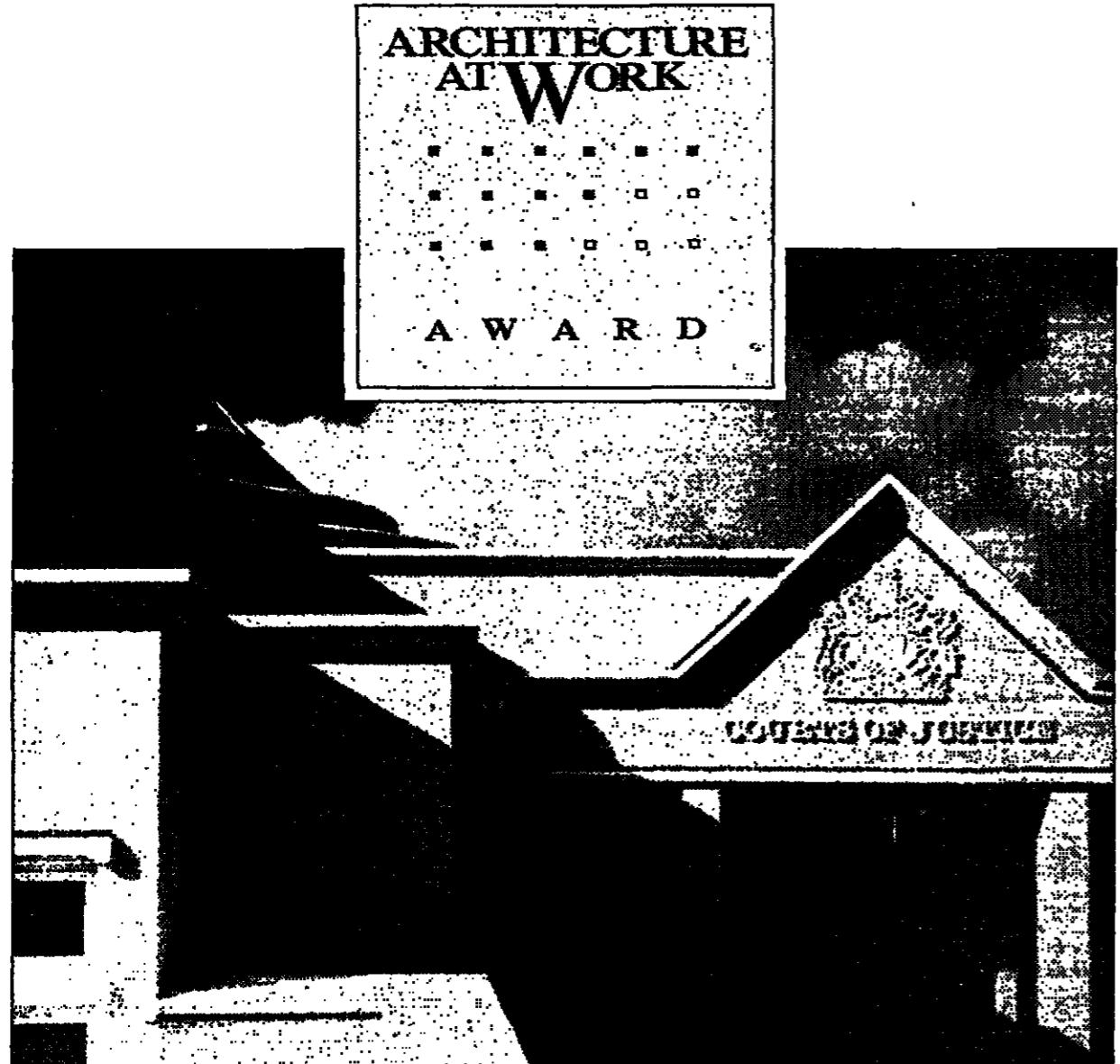
However Mr Sampson suggests that the major reason why they were one of the 377 entries for the Dulwich Picture Gallery competition was because it was "a good opportunity" to use their new Apple Macintosh computer and enter into an architectural debate. The cost in materials to the young architects was £300. Time spent on the entry amounted to another £1,000-£1,500.

Because of the costs and time involved, they are limiting their competition involvement to one at a time. "Generally I am in favour of competitions but they are not the only way a practice can

enter competitions because whether we win or not they do attract publicity," says Mr Sampson.

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## CALL FOR ENTRIES



Applications are now invited for the 1991 Financial Times award for an outstanding work of industrial or commercial architecture. The award which seeks to encourage the improvement of industrial architecture includes a wide range of places where people work. Entries are not restricted to architects but are open to all professional categories within the building industry. Owners and contractors are also invited to nominate such designs for consideration. Conditions: Nominated buildings must have been erected in the UK and completed within the two years ending August 31, 1990. Nomination Forms together with Conditions of Entry can be obtained directly from: Architecture at Work Award, Financial Times, Number One Southwark Bridge, London SE1 9HL. Closing Date for Entries: 16th November 1990.

FINANCIAL TIMES  
EUROPE'S BUSINESS NEWSPAPER

NUMBER ONE SOUTHWARK BRIDGE LONDON SE1 9HL

Planning limits are again being debated, writes Brian Hanson

## Improved guidance needed

DESIGN GUIDANCE - limits set by planners on such matters as the height, bulk and materials of building - is once again a subject of energetic debate. There is clearly no lack of public support for such guidance, and there are encouraging noises on the subject coming from professional bodies.

It is now firmly on the agenda of the Royal Town Planning Institute (RTPI). The Royal Fine Arts Commission (RFAC), which includes a number of leading architects, recently dealt with it in a report.

The need for improved guidance is central to the widespread debate about the building of new villages. And the Department of the Environment under the present secretary of state has been keeping more of an open mind on the matter than in the past.

Or the whole it seems a propitious time to ask what we hope to achieve with improved guidelines, and how we might obtain them.

The history of town planning in this country has been punctuated by arguments about controls, arguments which on the whole professional architects have tended to win.

Their view is that architects, being "visually educated", should not be told what to do by other professionals who are not, and that design controls prevent them from making an appropriate response to the demands of the age, reducing them to the level of "window dressers". The tighter the controls, the assumption goes, the blander the architecture.

Much ingenuity has been expended by architects over the years in uniting their cause with prevailing political attitudes.

Following the First World War there were those who interpreted efforts to stem the "Octopus" of ribbon development as a nostalgic longing

for a lost England of great estates.

Just after the Second World War architect Lionel Brett (later Lord Esher) dismissed attempts to censor buildings as a relic of "the golden age of private enterprise", having nothing to do with socialism.

Architects are now more likely to argue that private enterprise demands as little control as possible, despite the fact that Urban Development Corporations now seem to favour them. Few would deny that there is a great deal to be gained by both private enter-

sensitivity - as Mr Tony Hall argues in the current issue of the RTPI's journal - and all that would be needed from central government to sanction this would be a slight reworking of its Planning Guidance, to emphasize that good design is an interest of acknowledged importance.

Something similar was one of the six recommendations of the RFAC's recent report.

So it seems at least that design guidance can now be discussed freely. There will, however, always be taboo, and the control of aesthetics remains the great unmentionable.

The RFAC's report with its rather alluring title - "Planning for Beauty" - contains a brave assault on the old chestnut that aesthetics is too "subjective" to be dealt with through guidance.

However, by the end of the report we discover that "Beauty" has been supplanted by the hardly more objective "good design", and the notion of pattern books has been roundly dismissed.

How then do we plan "for Beauty" according to the report? Ah yes, of course, we set up local panels of professional architects to advise the planners.

There are useful measures to be taken which are not at all dependent upon the acceptance of aesthetic control. But it would be a mistake entirely to remove discussion of aesthetic issues from the public arena, and thereby continue to perpetuate the myth that only professionals can have anything useful to say about them.

Planners at local level could enjoy a wider public mandate for their detailed decisions. Officials in the DoE could consequently rest easier in the knowledge that clear decisions were being made at local level, easing the flood of appeals. And it would therefore assist in obtaining the "faster decisions" called for in the recent Environment White Paper.

The existing local planning machinery is capable of being tuned to a higher degree of

industry itself. The Countryside Commission for Scotland has been involved over many years in exemplary study of the vernacular buildings of Scotland, and this is now being translated into design guidance.

In London's Spitalfields a pilot project is under way to compile a computerized inventory of each property in the area, so as to offer objective facts about the placid planning and development. The ability of the judgement of development to respond to context, however, has not yet shown comparable advances.

If we once again become seriously concerned to produce buildings which authentically respect the patterns of our urban and rural areas, and which give satisfaction to those who look at them, and use them, then the logical conclusion would be that a great deal of our present approach to land assembly, finance, and the allocation of resources in building would have to change.

Rather than providing us with bland coverings for buildings which are quite different underneath, a recurrent criticism of Quinlan Terry's Richmond scheme - we might then see the full significance of pattern books, which is that they provide us with templates for an improved way of building.

This is not a new idea. Ten years ago the US architect Christopher Alexander said in his book *A Pattern Language* that "when you build a thing you cannot merely build that thing in isolation, but must also repair the world around it, and within it".

If we wait for this realisation to take effect, however, nothing will happen in the foreseeable future. There is still a lot we can do now, without changing very much at all, and there could surely not be a better time to act.

Wendy Smith asks whether quality will accompany quantity

## Leisure attracts investment

WHILE OTHER industries suffer in the economic downturn, Britain's burgeoning leisure business is attracting the attention of developers who previously favoured investing in retailing, housing or office

space.

Downturn or not, leisure continues to pull the punters and also attract both British architects and US practices, which regard a London office as a springboard into Europe.

Some US firms who have moved into Britain have considerable leisure experience.

Leisure analyst Mr Rory Malcolm of County NatWest says this is because leisure has shown a steady growth pattern for the past 10 years. Mr Malcolm claims that demographic factors have contributed especially the expansion of the "grey" market, older, affluent people seeking second holidays and weekend breaks. Meanwhile, older parents are also demanding better quality child-oriented holidays.

The figures support the notion of a leisure surge. According to the English Tourist Board report, Investment in Tourism, we are now seeing the highest level of investment in hotels (more than £1.4bn) for 15 years.

Meanwhile a survey produced by economic forecasting group Staniland Hall Associates has predicted that the increase in consumer spending on leisure will be 8.7 per cent and outstrip the 6.5 per cent rise in overall consumer expenditure over the next five years.

The Henley Centre for Forecasting puts the total 1990 leisure spend at £75.5bn with an increase of £22bn in 1990. But Rory Malcolm believes that the figure of £22bn may well be optimistic. "Leisure in general is slowing down, showing that the discretionary spend has been hit by the current eco-

nomic climate," he says.

In Britain leisure schemes

are also growing larger and more sophisticated.

The UK already has 15 theme parks, according to a Mintel report, and last year 9.4 million people visited them and spent £105m.

There are more to come. Wonderland, an 800m theme park at Corby which has been in the planning stage for more than 10 years, should, if it ever opens, be one of the biggest of its kind in the world attracting more than 4m visitors.

Other schemes on the drawing boards include the Spielberg-inspired £25m movie theme park for Rainham Marshes in Essex. There are plans to add a theme park to Woburn Abbey and Building Design Partnership has designed a film theme park at

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boards include the Spielberg-inspired £25m movie theme park for Rainham Marshes in Essex. There are plans to add a theme park to Woburn Abbey and Building Design Partnership has designed a film theme park at

Huncoat in Lancashire.

But as Britain and the rest of Europe is swamped with themed "pamphay" hotels and resorts, will there be any room for architectural standards, or will the leisure industry be epitomised by minimal creativity and giant sheet?

Mr John Csaky, director of leisure at designers and architects Fitch R S, feels that it is dangerous to assume that the lower end of the leisure market

"Too often the high design input is simply seen as a glossy veneer"

is representative of all architectural standards. "The image for leisure has been of low quality with a low budget aimed at that low level vulnerability market," he says.

Fitch R S is working on a series of five holiday villages for the Gramada Leisure joint venture Lakewoods, due for completion by 1993. This, says Mr Csaky, will show the leisure sector in a more mature light. "It has already been three years since the project's inception and there has been design input right from the outset."

Mr Lynn Wilson, principal of Anglo American leisure design specialist McCall Wilson, admits there has been resistance to decent design standards at the lower budget end of the spectrum due to both economy and taste. But at the

higher end, he claims, "there is

nothing wrong with a

glossy veneer."

Mr Moth, architect associate in Building Design Partnership's Manchester office which worked on the Greater Manchester Museum of Science and Technology, is dismissive of much large scale "fun" leisure. "Too often the high design input is simply seen as a glossy veneer," he says.

Mr Moth believes that a discerning public exists along with discerning clients who, despite relatively low budgets, expect high quality architectural design. B D P has recently completed a children's museum in Manchester sited in former British Rail goods yard. Although its form and detail are contemporary, the design respects neighbouring buildings, claims B D P.

"I am a committed conservationist but I believe that it is dead and architecturally to try and make new buildings look

old," says Moth.

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## MANAGEMENT

## The Lazard merchant banks

## A growing spirit of co-operation

While preserving their traditional domestic autonomy, the three recognise that they must draw closer together if they are to realise their international ambitions. Stephen Fidler reports



Michel David-Weill (left) and David Verey: structures put in place to encourage co-operation

**T**here is nothing, not even a discreet brass plate, to indicate to the casual passer-by on the Boulevard Haussmann in Paris the presence of Lazard Frères.

Lazard and its headquarters epitomise the French *bonne époque*; the quiet facade hides its position at the centre of a web of shareholdings which gives it wide influence in continental Europe. It is by far the most dominant force in the mergers and acquisitions scene in France.

In London, its sister bank, Lazard Brothers, has also concentrated on what it has done best: providing advice to British companies or to those wanting to buy them. Four years after Big Bang, its decision not to seek a merger with other City firms looks better as every year passes. It continues to be ranked the top adviser in UK mergers and acquisitions.

Across the Atlantic, Lazard Frères' New York office is one of a handful of houses to have dominated the mergers and acquisition scene on Wall Street in the 1980s. But by contrast with its powerful and heavily-capitalised competitors, Lazard works from a relatively small capital base.

In each of the three main markets, the Lazard houses have emphasised that they are domestic banks, and have concentrated on the business of providing advice to companies. According to Jean-Claude Bass, senior partner at Lazard Frères in Paris, almost all companies have a dominant culture and leans towards advisers which are part of that culture. Choosing a corporate adviser is like choosing a doctor. He says: "People like to be ill in their own language."

While most other investment banking firms have followed a strategy of expansion and a "global" approach to their business, the three Lazard banks, under the leadership of Michel David-Weill, have sought to do nothing.

The Lazard houses – in which Pearson, the UK group which owns among other things the Financial Times, has an interest – are unusual in that they have succeeded through the last 15 turbulent years in international finance by sticking to their traditional business – advising companies. This has meant neither radically enlarging its balance sheet, nor trying to move into the securities business.

It has often meant eschewing the financial fashions of the day. Even at the height of the market, Lazard in New York

never used junk bonds in any of its clients' bids. It also avoided providing bridging finance itself for leveraged takeovers, a practice known as US-style merchant banking, which it saw as heightening the potential conflicts of interest between client and adviser.

Lazard's conservatism ran counter to much what was then on Wall Street and the City of London in the 1980s, and for a while its position appeared to be under threat.

In the US, in particular, some of its main clients were being swallowed up by huge takeovers which involved the creation of mountains of debt, while others were being seduced by the big financial incentives offered by dealmakers at other Wall Street houses.

Even in the UK, competitors were keen to point to signs that Lazard was losing its sureness of touch, for example, in its defence of Plessey against an unwelcome bid from GEC. The consortium it attempted to put in place to attack GEC collapsed through lack of finance.

Lazard had initially agonised over whether to launch an unfinanced bid – a tactic subsequently used by the consortium led by Sir James Goldsmith in his ultimately unsuccessful bid for BAT – but decided against it. The bank seemed to some to lack bravery, although Lazard saw it as succeeding in its main aim: GEC paying a significantly higher price for Plessey.

Now, with highly-leveraged takeovers out of fashion and with many of its aggressive US competitors encumbered by their bridging loans to highly indebted companies, the doubts have eased.

Lazard looks well positioned. All Wambaud, a London-based partner of Lazard New York, says: "When there's a lot of jazzy stuff going on in the market, we tend to lose market share. When things calm down, we gain."

Keeping down the size of balance sheets has been a long-time article of faith at the three Lazard houses, the partners of which is renowned. At the root of this is a view of banking that's unusual to hear

even now in financial circles. "We don't see merchant banking as a growth business," says David Verey, who took over last year as chief executive of Lazard Brothers.

The capital of the London house is around £100m, he says, "and even that might be too high". In Paris, the partnership is capitalised at around £250m and in New York at about \$100m. Keeping capital small and investment in fixed assets low allows Lazard to remain flexible.

Being privately-held is crucial to its strategy too, in contrast to the publicly-traded houses that dominate the US scene in particular and which must produce quarterly results, "we could have three bad years and it wouldn't matter too much," says Verey.

This may be useful; the lucrative mergers and acquisition activity looks likely to be much quieter over the next year or so.

But looking at Lazard's capital, particularly in Paris – does not tell the whole story. The Paris firm may not be heavily capitalised, but its partners led by David-Weill have

extremely wealthy and they sit in the middle of a complex holding company, Eurofrance.

In the company's annual report a diagram of the group's structure hints at Eurofrance's – and therefore Lazard's – influence in Europe. But even this underestimates the labyrinthine nature of the company's network.

For example, Gaz et Eaux holds a 2 per cent stake in Mediolanum, the influential Italian merchant bank itself in the centre of a web of cross-holdings in Italy. This is enough to give Antoine Bernheim, a senior partner in Paris of Lazard Frères and widely considered to be the mastermind behind the French network, a seat on Mediolanum's board.

In New York, an affiliated \$1.5bn fund, known as Corporate Partners, has been established to make friendly equity investments following fairly closely the European pattern. One drawback of each office being so deeply involved in its own domestic market is the increased likelihood that inter-office co-operation may suffer, losing Lazard international

mergers and acquisitions business, which accounts for a growing proportion of corporate advisory work.

Because of this, the houses have embarked on a strategy to improve their international co-operation, a step which must strike at the heart of Lazard's network.

The London merchant bank, mainly for historical legal reasons, has long ploughed a separate furrow from its two affiliates, which were, and are, partnerships. It suffered the scars of André Meyer, the French financier who rebuilt Lazard Frères in New York after the Second World War.

"We should never have allowed them to use our name," he is quoted as having said.

Bringing London back into the fold has been an important objective of David-Weill over the past six years.

Until 1984, the Lazard partners in the other two houses were the junior shareholders in Lazard Brothers. In 1984, that changed in a move which put 100 per cent control of Lazard Brothers to a new entity – Lazard Partners.

As a further step in the pro-

cess of co-operation, Lazard Brothers has this week announced the establishment of an office in New York. It is headed by Nigel Turner, who moved to Lazard from Barclays de Zoete Wedd five years ago and has been newly promoted to managing director.

In important markets where Lazard has less influence, it is moving to establish operations; for example, it has set up a new German partnership and has recently opened an office in Tokyo.

According to Lazard officials, these efforts have yielded improved co-operation among the houses. In recent examples, which are far from isolated cases, London and Paris co-operated over the £1.5bn acquisition by Cap Gemini Sogefi of the Hoskyns Group from Plessey; Paris and New York over Saint-Gobain's \$1.9bn acquisition of Norton in the US; and New York and London over a recommended offer for Avis Europe.

The question of whether the Lazard offices can maintain and improve upon their co-operation in the international arena will only be resolved in the long term. It is impossible to judge what will happen when David-Weill, now 58 and clearly central to this strategy, departs the scene.

There is no sign that such a move is imminent, but there is no successor in line from within the family. David-Weill has a legitimacy at each of the Lazard houses, based on his talent, experience, wealth and links with the past, which means that his shoes will be hard to fill.

The ultimate test of his success will be how well his organisations manage without him at the helm. For even though the events of the last year seem to have justified the Lazard strategy, the environment is likely to face in the 1990s and beyond will be

The drawbacks of aggressive marketing of mergers and acquisitions have become apparent. The Lazard approach is being widely emulated by recent entrants into the M&A business.

In Wall Street and in the City of London, competitors are beginning to take themselves private again, reverting to the model of the early 1980s. Meanwhile, the spread of Anglo-Saxon style business practices and the influence of the European Commission may over time loosen the webs of cross-shareholdings which are the key to Lazard's influence in continental Europe.

## Introvert strategies

By Simon Holberton

Many British companies are failing to consider external information when formulating and monitoring their business strategies, according to a survey commissioned by KPMG Peat Marwick Management Consultants.

The survey – of 150 companies selected from The Times 1,000 by the Harris Survey Centre – revealed that 59 per cent of respondents did not use information about competitors when setting performance targets. Instead, they preferred to concentrate on setting targets which related to their own previous performance.

Nearly a quarter of those surveyed did not use non-financial monitoring in any area of their business.

Brian Taylor, a KPMG partner specialising in information management, says that companies are far too introspective and concentrate only on financial performance.

"They should be looking more at external factors, such as market-place and technological advances, if they are going to compete successfully with US, European and Japanese competitors," he says.

The survey's other main findings are:

• 67 per cent of companies use "hunch/feel" as a technique when analysing data for strategy formulation;

• 59 per cent of companies rank their management accounts as the most important source of information when formulating strategy while only 20 per cent rank their marketing database as the most important source;

• 42 per cent of companies said that at times the information available to formulate and review strategy failed to highlight critical issues;

• only 24 per cent of companies reviewed their strategy on a continuous basis, half still clinging to the traditional annual planning cycle with strategy reviewed once a year; and,

the survey found that authoritative external sources of information were under used.

Copies of the survey are available free from Alastair Gray, KPMG Peat Marwick Management Consultants, 8 Salisbury Sq, London EC4Y 6BZ.

## BUSINESS AND THE ENVIRONMENT

## Calls for greater disclosure

**C**OMPANIES will have to increase the amount of information they make public about environmentally sensitive processes under new proposals from the UK Department of the Environment.

The proposals are contained in a consultation document dealing with applications to have processes approved under the new pollution control regime which the government intends to introduce next year.

The new regime, known as integrated pollution control, will usher in a sweeping overhaul of the environmental monitoring of companies by the UK's environmental regulators. One of its aims is to boost the amount of information in the public domain about potentially polluting sites.

The Environment Department last week published 25 pages of draft regulations, coupled with 13 pages of an explanatory memorandum on how information will be made public, as well as on how companies should be authorised for new processes to be authorised.

The department made almost no attempt to publicise the consultation paper – an attitude which has so far characterised its handling of the introduction of the new pollution regime.

Among the data which companies will have to put on a public register are a description of the new process, including what is to be manufactured, in what quantities and at what times; a list of environmentally sensitive substances to be used in the process; and a description of the techniques for preventing the release of dangerous substances.

The consultation paper lists 13 documents which a company may have to make public. It also describes the information which has to be published in a local newspaper.

David Thomas

*Draft Regulations for Authorisation of Industrial Processes in Part I of the Environmental Protection Bill. Department of the Environment, 2 Marsham Street, London SW1P 3EP. Comments by December 14.*

Richard Lapper examines how environmental risk management can help control industrial pollution

## Hedging the bets against disaster

**T**here are increasing indications that European environmental legislation will reflect elements of the punishing US regime established in the 1970s.

In the US, the industry is strictly liable for the pollution it causes. The cost of clean-ups is becoming clear in the Netherlands, where the country's high water table makes ground contamination a serious problem.

In the UK, the industry is strictly liable for the pollution it causes. The cost of clean-ups is becoming clear in the Netherlands, where the country's high water table makes ground contamination a serious problem.

Nevertheless the Ministry of the Environment is taking action against more than 100 companies to force them to pay clean-up costs at 144 separate sites. Shell (Netherlands) faces a bill of £1.11m (233m) if it loses an appeal, lodged last week, against an order to clean-up a site at Goudreak, where the company once manufactured pesticides.

According to Hugo Mayenfeld, the Dutch official who is co-ordinating the action, the government is seeking more than £1.75m. Most awards are less than £1m, but one clean-up ordered by the ministry of a municipally-owned gas works site near Utrecht could cost £1.300m.

In the UK, the National Rivers Authority has showed its teeth by fining Shell (UK) £1m for a pipeline leakage which led to pollution in the Mersey.

Although still relatively small in comparison to court awards in the US, these cases are important since awards of any kind have been rare in Europe. Moreover the impact of incidents like the fire in the Soviet nuclear reactor at Chernobyl in 1986 and the fire at the Sandoz warehouse facility in Basle, Switzerland, later that year led to heavy compensation claims.

The fire at the Sandoz chemical warehouse in November 1986 led to catastrophic pollution of the Rhine river, when

water used to extinguish the fire overflowed. It gave rise to claims in Germany, Holland and France from local authorities whose water supplies were affected. Insured losses arising from the Sandoz incident could amount to at least £11.100m (£240m). The costs of cleaning up polluted sites in what was West Germany could be as much as £12.200m (£2.7m).

According to Bruno Zingg, manager of the casualty department at Swiss insurer Zurich Insurance: "We must realise that we are being confronted with a risk and loss potential we are unable to comprehend." Zingg's colleague at Zurich, Peter Schroeder, who is director of risk engineering, says that the bad publicity suffered by Sandoz after the Schweizerhalle fire and the damaging impact on the company's market image have served to alert companies to environmental risks. "Bad publicity is what they fear most," he says.

The possibilities of catastrophic loss are without doubt worrying insurers. Over the past five years European insurers have followed the example of the US counterparts by introducing exclusions into their general liability policies. New environmental impairment policies have been launched, but these generally limit cover to pollution stemming from sudden and accidental incidents (from a spillage or fire, for example). Cover is also provided for claims made against the insured into a rigorous risk engineering programme.

By and large up to five years ago buying pollution covers wasn't a problem," says David Thomas, an environmental specialist with UK brokers Willis Wrightson. "Liability policies didn't mention pollution one way or the other." In France, Italy and the Netherlands insurers have established pools – in which they share

premiums and risks equally.

However, the scope of cover offered is limited to \$20m. "Pollution pools and other facilities do not represent a form of compensation for entrepreneurial incapability or negligence," says Zingg. "There is a discrepancy between liability based on legislation and court judgments, on the one hand, and pollution coverages being offered by the industry on the other," he adds.

Increasingly insurance is being linked to the insured taking much more rigorous risk prevention measures. This is now occurring in Europe. In the UK last December the Chemical Industries Association launched a policy which obliged policyholders to undergo a thorough survey (which examines the type of materials stored as well as safety control systems). Zurich is working on a more ambitious policy which will provide more cover but lock the insured into a rigorous risk engineering programme.

Laurence Law, of insurance brokers Alexander Stenhouse, says: "We are beginning to take more seriously the environmental risks of our business and consumers to make significant and in some cases costly efforts to comply."

The California laws are seen as trend-setters for the country. Some 2 per cent of cars sold in the state in 1988, rising to 10 per cent in 2003, must be "zero emission vehicles" as defined by the state's environmental protection agency.

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## California at the green forefront

By Louise Kehoe

**T**he state of California, long in the forefront of environmental regulation, has adopted sweeping new air quality control laws strictly limiting automobile emissions and phasing in a ban on many household aerosol products over the past two months.

The state's new controls are designed to alleviate smog, a serious problem in Los Angeles, and some other densely populated regions of California where air pollution and weather patterns combine to drap a dark pall of dirty air over city streets.

Far more radical than the pollution limits contained in the recently enacted Federal Clean Air Bill, the latest California regulations will require businesses and consumers to make significant and in some cases costly efforts to comply.

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The regulations also require car makers to begin selling "cleaner" vehicles from 1994 in Los Angeles and 1997 statewide. By 2003 all cars sold in the state must emit at least 70 per cent fewer hydrocarbons and other smog-forming chemicals than 1993 models.

Wide-scale use of alternative, cleaner-burning fuels will be needed to meet these stringent regulations. Already, several efforts are under way. Atlantic Richfield has, for example, introduced a new "cleaner" premium petrol for sale in Southern California.

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## TELEVISION

## Autumn lollipops

Autumn 1990 is proving to be a season full of drama lollipops. There is nothing with quite the weight of *Brideshead Revisited*, the richness of *The Singing Detective*, or the sweep of *Jewel in The Crown*; perhaps the "Twins" is playing its part.

The first programme in the *Assignment* series marks the achievement of one more stage in the BBC's British revolution. John Birt's multi-million pound Five Year Plan there are provisions for weekly programmes on social affairs, politics, and foreign affairs to form a quartet with *The Money Programme*. The first two have already been established (*Public Eye and On The Record*) so *Assignment* completes the list. If the opening programme last Tuesday was a fair example then it may become compulsive viewing. Norman Stone reported from the Ukraine where, as he put it, the big question is whether the two parts of the country are going to "get together and bring down the Soviet empire". Those who have been warning us that Birt and his henchmen are wrapping the clammy hands of conformity around the journalistic windpipe of the BBC must have watched this programme with some surprise: it looked more like one of those reports by James Cameron or Malcolm Muggeridge in the early 1960s than anything ever attempted by Birt's famous offspring, *Weekend World*. We were left in no doubt whatever of Stone's personal views on what he saw - which, he told us, changed what he thought about the Ukraine. Most healthy. Most interesting.

Michael Hordern playing Maurice's father, Gramps, and effortlessly stealing every scene that was allowed near was taken from us in Episode 1 when "Gramps" died. Moreover some aspects are not pleasant at all: the opening sequence with the woman in the dark wood snatched up by the Rachmaninov-esque trees and split open by the branches was sickening, and the "Look out, here's a spooky bit" wood music was counter-productive over-insistent. But director Elijah Moshinsky and producer David Stoeni have put the whole thing together like cabinet-makers working in mahogany: dovetailed joints, chamfered edges, and lashings of French polish. Old fashioned, perhaps, but high quality and utterly reliable.

Can anybody explain the point of the *Selfridges* commercial which asks "Where in the world can you buy fresh fruit with mixed nuts?" while showing you a picture of fresh fruit and mixed bolts? It has been running for months (possibly years) and my theory is that the people at the agency were never very clear about the difference between a nut and a bolt, the people on the shoot did not know what the commentary was going to say, and

when it came to the dub nobody noticed.

No matter what you say, of course, such predictions bring screams of fury from feminists, especially male feminists. They would rather have a power programme, provided it offers plenty of scope to women than a better programme which happens to be dominated by men. My own feeling is that sex is immaterial provided the result is good; it should be possible to have sparkling round-table discussion programmes with all men, all women, all hermaphrodites, or any permutation. But the proof of the pudding is in the eating.

Recently Peter Sissons said of BBC1's *Question Time* that there was a problem in finding first-division calibre women, but that it would be wrong to invite second rate guests just because they were women. BSB promptly launched *Answer Time*, a precise replica of *Question Time* but with a woman in the chair (Ann Leslie) three women on the panel (Esther Rantzen, Joan Ruddock MP, and journalist Vicki Woods) and a "token male" (Michael Heseltine). And the result? Slow, lacklustre and not something I would want to watch again. A dispassionate sexless Martian would have had to admit that much the most sparkly, amusing and articulate panellist was the attractive politician with the long fair hair. That's right, Michael Heseltine.

I prefer blue to red.

I prefer the smell of frying bacon to the smell of boiling cauliflower.

I prefer the feel of silk to the feel of hessian.

I prefer the taste of plain chocolate to milk.

Nobody would dream of greeting such expressions of preference with accusations of "prejudice", yet if you move on to the fifth season and state that you prefer male to female voices for news reading or for voice-over commentaries in documentary programmes you are likely to meet with hysterical accusations of "prejudice".

Occasionally a male voice provokes intrusive (I have always felt it was a mistake to have Olivier read the commentary in the otherwise exemplary *World At War* series: his self-consciously "beautiful" and "sensitive" cadences drew attention to the commentary whereas, ideally, one should not be conscious of it at all). But generally I find male voices imperceptible. Far too often with female voices I find myself listening to the tone or the emphasis and realise I have been missing the content. It

is the

feeling of the

sound of the

music of the

programme: sometimes acid, usually funny, they were nearly always informative, arising as they did from Day's close observation of politics across four decades. Now everybody is trying to do it. Ann Leslie had a rather embarrassing go on *Answer Time*. Each week on Radio 4's *Any Questions* Dimbleby Minimus lets out what are presumably supposed to be squibs which, however, fizz out like damp sparklers. And at *Question Time* Sissons gamely attempts to emulate his predecessor, but even if he is in some respects a better journalist -

he lacks the instincts of the old ham which make Day such good value.

\*

Whatever would English film makers do without England's seaside towns? From *Brighton Rock* and *The Entertainer* to *Wish You Were Here* and *East Of Ipswich* the lure of the sandy promenade and the funfair on the pier has proved irresistible. Now here comes a whole drama serial from ITV set in the same milieu: *Coasting* in which a couple of Cockney brothers on the run find themselves in Blackpool, help

ing with their cousin's business - and in the funfair, naturally. That there is something of the flavour and atmosphere of *Budgie* and *Minder* about this production, written by John Flanagan and Andrew McCulloch, is scarcely surprising: it comes from Cinema Verity, the independent company owned by Verity Lambert who brought *Budgie* and *Minder* (and much else besides) to the screen in her days at London Weekend and Thames.

## ARTS



Sarah Berger and Albert Finney in the BBC's 3-part serial 'The Green Man'; and Granada's 'Coasting' brothers James Purefoy and Peter Howitt

Christopher Dunkley

## Young Dancers in Paris

## PARIS, OPERA GARNIER

The Ballet of the Paris Opera does not believe in allowing the grass to grow under the feet of its youngest dancers. Thus the decision of the Palais Garnier's administrator, Jean-Albert Cartier, to devote three evenings last week to aspirants. The young (up to the age of 24) take the stage in duets or extracts from larger ballets, and the public - keen, partisan, and loyal - fills the theatre and picks favourites and keeps an eye on the future.

About this Paris audience, I record that the Opera was playing to its houses and that on Saturday the theatre was thrown open all day, without admission, to the public, who could see company class, a demonstration by the Opera Ballet School, a film show, and the *Jeunes Danseurs* evening.

Meantime at the Opéra

Comique a visiting troupe was in residence, and at the Châtelet Theatre the Frankfurt Ballet was in the first week of a season on which I shall hope to comment later.

Prices were nowhere exorbitant, enthusiasm was everywhere evident, and decent subventions mean that a regular and devoted

following can sample the finest or the most recherche dance at their will. How very different from the home life of our own dear Opera House and capital city.

The *Jeunes Danseurs* whom I saw on Friday were eager to show off, to delight, to prove that the future was theirs. Not

all will reach the heights - though some are already worthy of very serious attention - but there was a sense of pride, of assurance and professional discipline which gave a gloss to everything on view.

Bourbonnais' extracts, presented with a lot of technical flair, did not really suit dancers who believe more in brio than duet charm. The frankness of Danish training is replaced by a sophistication which is at odds with an innocent Romanticism.

Nonetheless, I admired the students, among them Gil Jeantet as *Le Cygne*, a miserable score by Drigo served as doormat to a collection of difficult steps. But the charming Delphine Moussin and dashing Lionel Delanoë whisked through its fatalities with splendid ease, and deserved their ovation.

Dancers of this calibre

blossom in the Opéra Ballet's

ranks year after year. Each

of the artists on view

disposed of a sure skill

in the canons of the

French-Italian style, with

dazzling beaten steps, elegance

of means, feet quick and

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pirouettes.

A film clip taken at the

Opera School, which featured

in Makarova's *Ballerina* series

on BBC TV a few years ago

showed a former *étoile* of the

company urging her students

to give their dancing "Plus

de chic". Beaupac plus de

chic! These Opéra young may

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while.

than Sylvie Guillem and not a whit less bravura), partnered with elegant assurance by José Martínez, a tall young dancer with a whistle-clean technique.

In the *Esmeralda* pas de deux, merrily attributed as "after Petipa", a miserable score by Drigo served as doormat to a collection of difficult steps. But the charming Delphine Moussin and dashing Lionel Delanoë whisked through its fatalities with splendid ease, and deserved their ovation.

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The reason *Capriccio* was a success was a chance to have Kiri Te Kanawa singing her first *Countess*. A natural Strauss soprano, she looked all about the balance of opposing forces - of words and music, of humour and sentiment, of social values - Cox has kept the equilibrium delicately poised.

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For obvious reasons *Don Quichotte* is now an opera that is often revived. Instead of going to the expense of a new production, the company chose to sympathy tailor the opera to its intended venue. The cast numbers only three principals; the scale is intimate, its dramatic scope purposely limited. Some years ago, before the *Massenet* revival of the 1970s was fully under way, I recall reading through the score and thinking how empty it seems to be of musical worth; but that was to underestimate the skill of a master opera composer, who knew exactly when and where to place each scrap of inspiration.

On stage the piece has everything it needs to work. With but a few strokes of the pen Massenet created a *Don Quichotte* in which most other composers could strive twice as hard to achieve and still not equal: a sympathetic figure, the body outwardly frail, the heart full of noble ideals, much like the music itself. It is not an easy role to play, as too forceful a personality could easily crush its delicate frame.

San Francisco chose Samuel Ramey and in most respects, chose well. In physique Ramey is perhaps too slight and youthful, where the part demands a grand old cart-horse of a man, his joints grown

Christopher Crisp

arthritic with age; but he delivered his music with a simple dignity. The last solo, when *Don Quichotte* sings of his island of dreams, was understated in just the right way, subtly coloured, very moving.

With Michel Tremponet as the genial, poly-voiced Sancho Panza and Katherine Ciesielski a Dulcinea with plenty of earthy Spanish grit, Ramey had been given a most effective supporting cast. Julius Rudel's

credentials as a Massenet conductor are well known in the country mainly from his recordings, and so the musical side of the performance was on a high level throughout.

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## Don Quichotte in San Francisco

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This year's season at the War Memorial Opera House is now at its mid point. The programme is by and large an interesting one with a number of operas from the fringes of the repertory and during October the company arrived at two operas which coincidentally had also attracted the attention of the Royal Opera this year: *Massenet's Don Quichotte* and *Strauss's Capriccio*.

As far as the *Massenet* is concerned, this was San Francisco's gain. While the Royal Opera cancelled its production at the last moment, the American company furnished itself with what appeared to be a substantial success, fully sold out by the end of its run.

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## Latin America's quiet revolution

IT HAS become axiomatic that the 1980s was a lost decade in Latin America as the region struggled to adjust to the burden of debt. Yet it is increasingly apparent that negative growth rates and declining incomes in the majority of the countries of the region were only part of the picture.

The past decade was also a period of challenge and pragmatic response in which governments moved with ever growing consensus to implement a series of fundamental reforms. The emphasis has shifted radically away from outmoded models of import substitution towards competitiveness in world markets and export-led growth. Deregulation and privatisation have become common currency, while the dominant role of the state is being cut back amid a generalised acceptance of the need to promote the private sector in market-oriented economies.

The significance of this "quiet revolution" is highlighted in the annual report on Social and Economic Progress in Latin America of the Inter-American Development Bank. It forms the basis of a relatively optimistic forecast for the region's prospects during the 1990s. Indeed, for first time since the onset of the debt crisis in 1983-83 the IADB has broken with its gloomy prognostications.

### Serious judgment

The IADB is the multilateral institution most directly involved with Latin America and therefore its belief that the region "can look forward to improved prospects and a resumption of growth" deserves to be taken seriously. It should also offer welcome encouragement to Latin American governments to persevere in their structural reforms, which are far from complete. At the same time the IADB's view should alert international attention to the opportunities of doing business in a resource-rich region whose promise has been disappointingly unfulfilled.

The report makes no reference to the impact of higher oil prices which is likely to be uneven. But this does not invalidate its conclusions or the lessons it offers on the pol-

icy reforms of the 1980s. They have been carried out by governments either reverting to civilian control after extensive periods of military rule or by governments conscious of a continent-wide sentiment in favour of more genuine democratic institutions. In both instances the reform process depends on the credibility of these governments. In important cases like Argentina, Brazil and Peru such credibility hinges on stabilising a hyper-inflationary process.

### Integrated approach

The reform process cannot be partial. It requires an integrated approach which tackles the restructuring of the external sector, the public sector and the financial markets. In general, trade and fiscal reforms have come first. Thus in the coming decade governments will have to concentrate on specific reforms in sectors such as agriculture, education and training, energy, health and transport.

The ability to find funds to boost investment in these sectors continues to raise serious questions. The huge debt overhang is more manageable than it was, but it still casts a long shadow. It would be unrealistic to expect the need for new funds to be met primarily from increased foreign direct investment, the return of flight capital, debt reduction and stepped-up bilateral and multilateral lending. The last two sources, in particular, will be predicated on the degree of commitment to continuing reform. Instead, funds will have to come from increased domestic savings.

This is not an impossible task, provided that governments persist with implementing fairer and more efficient fiscal policies which tackle in earnest the huge disparities in income, while also laying down unambiguous guidelines for the operation of private enterprise. This is especially important in the case of Argentina and Brazil which, along with Mexico, are the region's major economic players. Mexico is already putting its house in order. But only if these other two motors of Latin American development succeed in doing the same will the region recover its confidence.

## Managing the recession

ANY doubt that British industry was heading for a painful recession should have been dispelled by the Confederation of British Industry's quarterly industrial survey, published yesterday, which recorded the sharpest fall in business confidence since the dark days of October 1980.

It is scant consolation that the situation is not yet as bad as it was in the recession of a decade ago. But comparisons with the scale of the recession at that time are not necessarily the best measure of the seriousness of the position.

Comparisons with the past are less important than the impact which this recession will have on British industry's future performance. Managers will be coping with the effects of the recession well after the economists pronounce it dead and buried.

Although the last recession was over by 1982 its effects stayed with many manufacturing companies until 1986 or 1987. It was only in the latter half of the decade that some companies were able to look beyond the need to survive and start addressing their long-term strategies for the future. Even at large companies such as Imperial Chemical Industries the scars left on the management are only just below the surface.

Industry could be dealing with the aftermath of this recession well into the middle of the decade. It is all too conceivable that in five years a range of British companies will find themselves with outmoded product ranges, unable to match the speed of product development of their competitors.

### Real test ahead

How far companies will be set back will in part depend on a second factor which distinguishes the current recession from the events of a decade ago.

In the 1980s industry has undergone a number of changes intended to make companies more robust. At root all these changes revolve around more determined, entrepreneurial professional management. It was easy to claim that industry had been transformed while it was being carried along by the strong growth of

T twenty-eight months into the great effort of simplifying the City of London's rules and regulations, two things have happened. First, the job is taking longer than expected, and the financial services industry's new rule books are still some way from completion. Second, the process - prompted by complaints about the original rules - is now itself being criticised.

"I am afraid we will end up with something just as complicated as before," says one lawyer involved. "and if we do, quite frankly we would have been better never to have started it."

Starting it was the first act of Mr David Walker, chairman of the Securities and Investments Board (Sib) when he took over in June 1988. Though the Bank of England retains control over the banks, Sib is the overall supervisor of much of the City. It sits atop five self-regulating agencies (SROs), in the unlovely new jargon which are run by practitioners in the markets they supervise.

When Mr Walker arrived, he found himself custodian of Sib's first attempt at a rule book, which had become mired in legalisms. Trapped by the legal requirement that their rule books be "equivalent" to Sib's, the SROs had too had opted for obscurantism and complexity.

Just as important, "Sib was obsessed with the relationship between stockbrokers and private clients and that has driven everything," says one man involved in trying to make the rules work. Last-minute contortions were required to accommodate the quite different demands of the City's core business: transactions between professional, equally well-informed buyers and sellers.

The City complained so vociferously that Sib's founding chairman, Sir Kenneth Berrill, was not reappointed. He was replaced by Mr Walker, from the Bank of England, who immediately announced his programme of simplification, now known as the "new settlement".

The task is still not complete. Earlier this month, for example, The Securities Association (TSA), the SRO which regulates London's stock exchange and Eurobond market, published new draft rules. They will take effect in 1991, nearly three years after the process started. Some regulators' new rule books are nothing like so far advanced.

In the meantime, the City has had to come to terms with the system as it is.

All too often, by ignoring it. One SRO's inspectors report visiting small firms that have not even bothered to take the rule book out of its shrink-wrapping. A City lawyer says: "One

**At one big City law firm, the group that deals with regulation has grown from two lawyers to 26 in the past five years**

continually finds cases where clients do not understand the rules. There is a great deal of non-compliance as a result." A compliance officer in a large investment bank does not share that pessimism, but says: "A lot of people don't have a great deal of respect for the regulatory system. And a lot of people on the regulatory side have never run or regulated a whilst."

Coming to terms with the rules has been an expensive process. Initially, firms had to invest in computer systems for monitoring and control. Since then they have had to pay for compliance officers and legal advice.

At one big City law firm, the group that deals with regulation has grown from two lawyers to 26 in the past five years. Clients' fees mount up: well into six figures a year for a big firm

and applying them may not be. The TSA has accompanied its rule book with a (weightier) volume of notes and appendices. There will also be a slow accretion of precedent as TSA offers guidance to houses seeking advice. Obviously, one mid-level TSA staff-member says he expects to rely heavily on his copy of the old rule book to explain the rules in the new one.

Mr Walker says he would be unhappy if two regulators dealing with broadly similar institutions had markedly different approaches to the question of simplicity. He has some weight to throw around: the old "equivalence" clause has been replaced by a new test, under which Sib must judge the "adequacy" of the SROs' rule books. It remains to be seen, however, just how simple some of the rule books turn out to be.

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expensive give-aways. In the

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### Take-aways

For those with long memories who can remember floods of cheap oriental goods arriving in the west I can report that the wheel has turned.

Piers Hart, a craftsman in wood with a workshop outside Thetford, Norfolk, has just won a contract worth \$24,000 to supply the Mandarin Hotel in Hong Kong with 150 pairs of chopsticks.

They are not ordinary chopsticks, however, as found in your local Chinese restaurant. They are made in ebony with gold bands, and they are engraved with the Mandarin's turtle logo.

Apparently, the Mandarin has

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Queen Beatrix of the Netherlands is on a three-day official visit to Ireland.

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Peter Martin assesses the UK Securities and Investments Board's progress in devising an effective code of practice for the City

## Tell Sib, writing a rule book is tough

that uses outside lawyers rather than in-house ones.

Cost is not the only factor; there is also inconvenience. For example, the "cold-calling" rules, devised to protect innocent householders from being harassed by late-night insurance salesmen, have caused problems for managers drumming up support from institutional investors in takeover bids.

And there is a worry that London's new regulatory regime may scare business elsewhere. One small example: the original rules require very detailed customer agreements, particularly for individual investors. But a merchant bank reports that even its pared down four-page letter for professional investors caused problems recently with a Spanish institution, which pointed out that getting a lawyer to read the agreement before signature had cost £1,000. "Under those circumstances," said the merchant banker, "Switzerland starts to look more attractive as a place to find a fund manager."

Regulators accept some of these criticisms. They are also concerned that the legalistic approach of the old rule books gives lots of scope for exploiting loopholes. "Much of the thrust of the new settlement has been to avoid people loophole-hunting and trying to shelter behind technicalities in the rule book," says Mr John Young, chief executive of TSA.

"There were far too many rules," says Sib's Mr Walker, "and they were not in my opinion delivering the amount of investor protection we want. A complex business does not require very complex regulation. It may require very simple rules, such as 'the client always comes first'."

Sib has tried to meet the twin aims of simplicity and consistency by promulgating 10 principles (sample: "A firm should observe high standards of integrity and fair dealing") and 40 "core" rules. Both are written in clear, straightforward English.

So far, so good. But the key to the way the system will work in practice will lie in the SROs' more detailed "third-tier" rules, which will flesh out the skeleton laid down by Sib. And this is where critics fear the simplicity of Sib's rules may prove illusory.

Some SROs may end up writing very complicated third-tier rules, adding back the complexity removed at the top levels. TSA's draft rules, the only set publicly available, are short and - mostly - simple. The new draft rules from Imro (regulator of fund management houses) are said to be, if anything, more complicated than before.

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## SIB'S TEN COMMANDMENTS (Edited version)

A firm should:

1. Observe high standards of integrity and fair dealing

2. Act with due skill, care and diligence

3. Observe high standards of market conduct

4. Seek relevant information from customers or its advisers

5. Give a customer it advises any information needed to make an informed decision

6. Not unfairly place its interests above those of its customers

7. Arrange proper protection for a customer's assets when it is responsible for them

8. Maintain adequate financial resources

9. Organise its internal affairs in a responsible manner, with proper records, accounting procedures and supervision of staff

10. Deal with its regulators in an open and co-operative manner

tance of a proliferation of SROs.

The current system has already evolved, however, in ways not foreseen by parliament. Though "code of business" regulation - the rules which cover the how of selling and dealing - has remained divided, among the SROs, a more unified approach has already been adopted on the other side of the regulatory coin: "prudential" supervision. This side of a regulator's job - keeping an eye on whether the business is adequately capitalised for the risks it takes - is particularly complicated for financial conglomerates, of which there are more than 100 in the City.

Quietly, prudential supervision of conglomerates has been taken over by a new non-statutory body, the college of supervisors. In principle, every conglomerate has its own college, co-ordinating just those regulators which supervise it; and each has its own lead regulator depending on what is the most important activity.

In practice, however, there is a single college that meets every six weeks or so, turning its attention to a different category of institution each time, but discussing also a short list of problem institutions carried from one meeting to the next. The Bank of England chairs the college whenever there is a bank among the activities of a conglomerate; that gives the Bank the chair in most cases.

The college has already taken action several times, including taking steps to contain the collapse of British & Commonwealth (a mixed success story in B&C's merchant bank) and is still waiting for access to that money.

The college is an important, half-visible, element of the new regulatory pattern. It is also a precursor of the future. The growing role of European Community directives will gradually alter UK financial regulation in the direction of the continental approach. London has established, in the SROs, a clutch of specialist "functional

The US at last has a budget, a month into the 1991 fiscal year. But has it been worth all the protracted effort and bitter divisions? Does the budget mark what Senator Jim Sasser, the Democratic chairman of the Senate Budget committee, has called "the beginning of the great correction - the fundamental adjustment of too many years of indulgence and excess"? Or is Mr Carol Cox, president of the bipartisan Committee for a Responsible Federal Budget, nearer the mark in arguing that "these are marginal adjustments in the largest budget in the largest economy in the world".

The past month's upheavals are more important as a political than a financial event. President Bush's approval rating has moved far more than US government long bond yields. For the financial markets, the messy process is more significant than the outcome in confirming doubts about the willingness of US leaders to tackle the deficit problem.

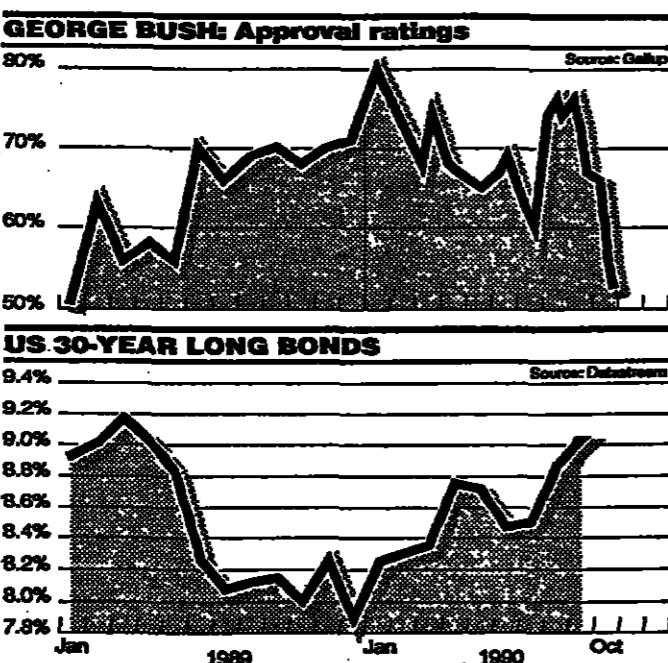
The Federal Reserve's easing of monetary policy on Monday was at least it could do after its public plans for a "credible" deficit reduction package. The deficit is more concerned with the shaky state of parts of the US banking system, rising inflation, the weakness of the dollar and the uncertain outlook for the US economy.

None the less, the result of all the deliberating is still the largest deficit-cutting package in US history - \$41bn in the current 1991 fiscal year and \$42bn over five years. But then the package has to be big in view of the scale of the problem. The combination of the soaring costs of the savings and loan rescue and the deteriorating economic outlook pushed up the expected deficit in 1991 from \$60bn to nearly \$84bn. The tax and spending measures for 1991 are not only no longer than those discussed in January but also leave the deficit some \$35bn higher than in the 1990 fiscal year. It will take five years for the deficit to be cut to the level that it was supposed to be now.

The package can be seen as a symbolic act to appease the financial markets and to signal to the political world that the deficit problem is real. There has been little serious attempt to tackle the sharply growing expenditure programmes to which people are entitled by right, especially pensions and health programmes. Even modest increases in the cost of Medicare provision had to be scaled back in the face of angry protests from the powerful elderly lobby. Grey power is now as much the engine of

**Peter Riddell on the aftermath of the US budget upheavals**

## Only the beginning of a solution



growing deficits as the defence budget was during the 1980s. Moreover, discretionary domestic programmes - the rewards congressmen offer their districts, such as bridges and dams - are still due to rise in line with inflation.

Yet the package is not just an empty gesture. The tax and spending decisions to implement a \$42bn reduction over five years have already been taken. Indeed, the strength of the public and congressional opposition suggests that the cuts are for once real and not illusory.

Some 72 per cent of the savings are on the spending side, though some are from lower debt interest costs produced by expected falling interest rates. There are, however, real savings in defence and assured increases in revenue from higher income and excise taxes.

New budgetary disciplines have also been introduced into the freewheeling world of congressional appropriations.

Yet, for all the scepticism,

the package should help to reverse the deterioration of the past 18 months. The rise in the deficit, both in absolute terms and as a percentage of gross national product, should be halted over the next year. The direction should then be downwards, even if a balanced budget is still at least two presidential elections away.

The main question raised by the past month's crisis is whether the American political system can tackle the deficit problem. A good deal of high-minded disapproval has been expressed, notably from across the Atlantic, about flaws in the US constitution. But this misses the point, which is that the separation of powers necessarily involves open, and lengthy, disputes between the separate branches, especially when they are under different political control.

The problem has rather been one of political mismanagement. President Bush failed to prepare either his own Republican party or the American people for the seriousness of the deficit problem. By abandoning his "no new taxes" pledge, he split and weakened his own party, a majority of whom in both the Senate and the House of Representatives voted against the final budget package. By being indecisive, he surrendered the initiative to the Democratic leaders of Congress who were able to frame the debate on the issue of the fairness of the tax system. It is too early to say whether their successful effort to raise taxes paid by the wealthy represents a fundamental reversal of the tax-cutting mood of the 1980s.

Mr Bush has been left in the position of simultaneously reluctantly endorsing the compromise deal so as to get some form of deficit reduction and then attacking the "tax and spend" Congress. Not surprisingly, many Republican candidates in next Tuesday's mid-term elections are distancing themselves from both him and the budget. Mr Bush faces the prospect that the Republicans will lose further ground in Congress and that he will be more dependent on the co-operation of the Democrats.

The deficit problem is the key to the US's long-term economic prospects. But the political costs to Mr Bush of tackling the problem at present outweigh the immediate benefits, particularly since this week's budget is only the beginning of a solution. Mr Richard Darman, the budget director, was being optimistic in saying: "I don't believe we will have to come back and ask for more [negotiations]." He, or his successor, will be back within a year or two at most.

These should ensure that any new proposals for spending are automatically offset by savings elsewhere.

But even if the new enforcement rules work, there is plenty of potential for slippage. The revisions to the Gramm-Budman deficit reduction law - designed in 1985 to produce a surplus by now - have created targets so flexible as to lose their intended, though never successful, disciplinary impact.

Such uncertain variables as the cost of the savings and loan rescue - which could mean borrowings of \$90bn this year alone - are being excluded. And the deficit target is now in effect being cyclically adjusted since there will have to be no offsetting measures next year if the US economy slips into recession.

Moreover, many economists believe the administration is still being too optimistic in its forecast of fast growth from 1992 onwards.

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## LETTERS

### The real work of the European Parliament

From Sir F. Catherwood, MEP.

Sir, No Saturday would be complete without the Weekend FT and I enjoy its light-heartedness. But Lucy Kellaway's article ("Travelling circus prepares to govern Europe," October 27) is not to your usual standard. What is based on sharp perception of realities, not on cheap sarcasm. And since your own reporting of the European Community is quite exceptionally reliable and penetrating, no one writing in your pages has any excuse.

Even the one point of substance is totally misleading. It is true that the European Parliament under the Single European Act has thrown out very little at second reading. But this is because, in half the cases, the Commission and Council have accepted parliament's amendments and in a large number of other cases, they have sufficiently met our points for us to let the legislation through.

Since Council meets behind closed doors, I am not sure where Ms Kellaway gets her view of its workings. I attended the annual meeting of the parliament's governing council with the Council of Ministers at the end of 1994, putting the parliament's proposals for what became the "1992" package.

From Mr Stanley Crossick.

Sir, Ms Kellaway's article does a disservice to the European Parliament, the UK and the FT. The parliament's current performance is disappointing, as many MEPs recognise, and its case is not being well presented. The parliament must bear much but not all the blame for this.

A strong European Parliament (as supplement but not to replace national parliaments) is an essential part of the institutional structure of Europe, whose next stage of creation is in progress.

Destructive jibes at the European Parliament normally come from those who do not seem to build a strong, open and democratic Community. It is just as easy to write in this vein about the House of Commons and other national parliaments. The Commons is frequently "almost empty": indeed the chamber is not big enough to seat all its members at the same time.

### Japanese co-operative research

From Mr Martin Fransman.

Sir, The article by Guy de Jonquieres ("Shortcomings of joint research," October 16) contains some misconceptions regarding the role of Japanese co-operative research programmes.

He makes four criticisms of European co-operative research programmes such as Jessi, Esprit and Eureka, and their American counterparts such as Sematech and MCC. He says there is no clear evidence that they have achieved their aim of strengthening industrial performance. They have not equipped western companies with "any world-beating new technologies". They have not given their participants the "great leap forward" which Japan's government-sponsored very large scale integration (VLSI) programme gave its computer and microchip industries in the 1970s. And they have not given their participants the "great leap forward" which Japan's government-sponsored very large scale integration (VLSI) programme gave its computer and microchip industries in the 1970s.

He is not concerned to argue the pros and cons of these western programmes, but rather to point to some of the key features of Japanese government-initiated co-operative research programmes. My comments are based on my just-published book, *The Market and Beyond, Co-operation and Competition in Information Technology in the Japanese System*. The following features are relevant to Mr de Jonquieres' argument.

There is no evidence that the

Japanese programmes have produced world-beating new technologies (according to any reasonable interpretation of this phrase).

There is no evidence that the VLSI programme gave the Japanese electronics companies a great leap forward. Its greatest achievement was probably the creation of a more tightly integrated network of semiconductor-using and equipment-supplying companies.

Competition between the participating Japanese companies limited the sharing of knowledge. The greater part of these programmes involved co-ordinated research rather than the much fuller sharing of knowledge attainable under joint research in joint research facilities.

The main aim of the Japanese programmes was to extend existing knowledge in key areas in an incremental and practical way, that is to undertake oriented basic research, rather than to produce world-beating new technologies.

There is evidence that they have succeeded in this aim. There is evidence that the Japanese companies allocated significant additional resources to the selected research areas as a result of these programmes, compared to what they otherwise would have allocated.

Martin Fransman,

director,

Institute for Japanese-European

Technology Studies,

University of Edinburgh

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The new role proposed for AS Levels will enable such young people to develop the breadth that is characteristic of the education of the most able in our competitor countries. Continuous and varied assessment will give them the range of challenges that they need.

Some of our most able students are flourishing on innovative A-levels which SEAC is piloting and which incorporate many aspects of the draft principles. It is essential that the movement towards higher standards, already begun, is not thwarted.

Tony Webb,

director of education and training,

Confederation of British

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Centre Point,

103 New Oxford Street, WC1

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World's longest undersea tunnel joins Britain to continental Europe for the first time since the Ice Age

## France-Britain link no longer a dream

By Andrew Taylor, Construction Correspondent, in Dover

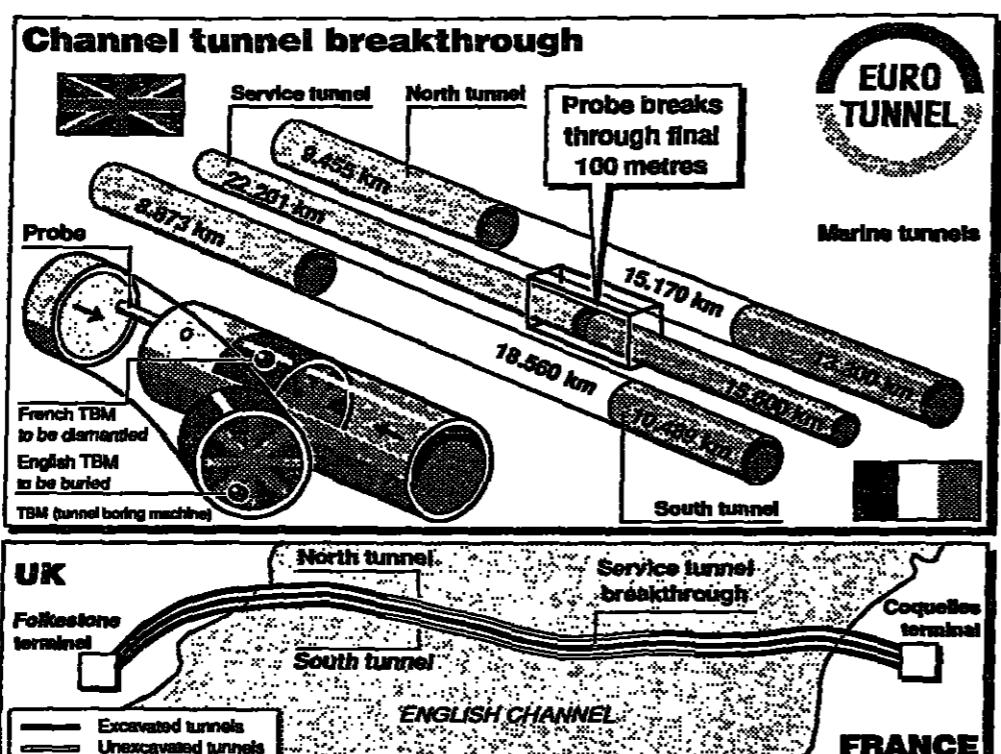
**FRENCH** and British tunnellers made contact with each other under the Channel last night for the first time as a thin steel probe was pushed through the last 100 metres of chalk marl which divide them.

The breakthrough by the probe, which makes a narrow hole 60mm wide, follows three years of tunnelling by the huge 500-tonne boring machines which have excavated the service tunnel, the first of the three tunnels to be fully dug.

Only a handful of the 13,000 British and French workers employed on the project have been able to witness the linking by the probe but, over the next four weeks, a gallery big enough to allow a person to pass through will be dug.

By early December people should be able to walk from Britain to continental Europe for the first time since the Ice Age. TMI, the consortium of British and French construction companies building the tunnel, said the real celebration would then take place. The service tunnel is due to be completed and lined by the new year.

With the steel probe in place, engineers will know exactly the nature of the rock they have to dig through. There should be no more unpleasant surprises caused by an unexpected deterioration in ground conditions and jokes about the tunnel failing to meet in the middle will also have to be removed from the repertoire of British and French comedians. Laser beams have plotted the precise route of the tunnels to ensure that they meet in the middle.



The tunnel is the world's longest under sea - the Seikan in Japan is marginally longer.

In construction has involved the digging out and shifting of millions of cubic metres of soil from under the Channel. Sand, cement and other materials have been moved by road, rail and pipeline to construct tunnels and new roads; two huge rail terminals are being built

at Folkestone in Kent and Coquelles in northern France.

Around 4m cubic metres of chalk has already been removed from the British end of the project alone. This has been disposed along a purpose-built railway and conveyor belt system stretching up to 5km from the tunnel face back to the Kent coast.

When all three tunnels are completed the track will be

ripped out to make way for the undersea railway which will link Britain and France.

Some of the spoil has been deposited at an site of up to 2,000 tonnes an hour into purpose-built jetties at the head of Shakespeare Cliff between Dover and Folkestone. A 1.5km long platform will stretch 125 metres out to sea. There are plans to turn this into a leisure area, including

possibly a nature park. By last night more than 70 per cent of the 150km of rail and service tunnels had been completed. And, more than 60 per cent of the two rail terminals had been built. The French terminal is itself one of Europe's biggest ever construction projects.

Poor ground conditions, particularly under the Kent coast, restricted tunnelling in the early years of the project. Only 7km of the 51km service tunnel were completed in the whole of 1988. There have been rows between the constructors and Eurotunnel over delays and mounting costs and nine lives, seven in Britain, have been lost during construction.

The cost of the project, estimated at £4.8bn (\$9.45bn) in 1987 has soared to more than £7.5bn. Eurotunnel is now in the process of raising a further £2.6bn to complete the project. This includes a £300m rights issue, the prospectus for which is due to be published early next month.

The British tunnelling machine, built by Howden in Glasgow, will be left underground parked in a gallery alongside the service tunnel. The French machine will be dismantled and removed.

Most tunnelling machines are purpose built to suit specific ground conditions so there is not much of a second hand market for this equipment.

Once the tunnel is operating, spot checks will be made by customs officers and police at both ends of the tunnel in an effort to prevent it becoming a through route for smugglers.

## THE LEX COLUMN

### Cheer up, the worst is yet to come

Depressing though it is, the Confederation of British Industry's account of the past quarter is not much worse than expected. The worrying bit is the outlook. The survey's forward indicators such as investment intentions are not as bad as in 1974 or 1980. But they still suggest that the equity market can forget ideas of the economic downturn being confined to 1990. It now seems certain that the UK manufacturing output will fall for the whole of next year, not just the first half.

The implications for equities are not cheerful. The survey shows clearly how the speed of the third quarter downturn caught industry unawares: demand, output and prices all turned out considerably worse than the previous survey in July had foreseen. If the outlook is confusing for finance directors, it is much more so for analysts. Earnings forecasts may have been scaled down for 1990; they have yet to be backed back for 1991.

The survey confirms in detail what had previously been suspected: that the downturn has now extended from domestic markets to exports; and that, while input costs are still rising, output prices are not. The drop in export orders is due to falling demand rather than higher export prices, so sterling's strength within the ERM is not yet a factor, though it doubtless will be. While companies expect unit costs to rise sharply in the fourth quarter, they are a good deal less optimistic on prices than this time last year.

The implied trend is of a welcome downturn in inflation at a heavy cost to trading margins. If so, there may have been more justification for the recent cut in base rates than has been generally allowed. But given the CBI's picture of the unemployment outlook, the government is still in for a rough time. It will soon be able to mount the defence that, like the recessions of 1974 and 1980, this one now extends around the world. But that is precious little consolation for the rest of us.

#### Mount Charlotte

Another successful bid, another pretext for debate about whether the average UK food manager is an unmitigated short-termist. In the matter of Mount Charlotte, as Rothmans shows, being in a minority is not necessarily a passport to nowhere. The key issue could be whether or not Mr Robert Peel, Mount Charlotte's boss, is prepared to help out.

#### Thames Water

Quite correctly, given the way Ofwat regulates water company profits, the stock market takes little notice of their earnings per share and concentrates on the dividends.

So it might make sense if all 10 companies copied BOC, the matter of Mount Charlotte.

As Rothmans shows, being in a minority is not necessarily a passport to nowhere. The key issue could be whether or not Mr Robert Peel, Mount Charlotte's boss, is prepared to help out.

Even the victorious Brierley Investments happily concedes

The same could apply to many sectors of industry, but the concept is very apt for water companies. Take yesterday's interim figures from Thames Water. Its modest diversifications seem to be doing well, it sees no need to raise money in the debt markets for perhaps another 12 months and it is happy with market forecasts of £205m-£210m for the year. But this is only a fragment of the real story, which is all about long range forecasting of big capital expenditure needs - £300m this year alone - and long term projects like the London ring main. Setting the dividends in advance would be much closer to what actually goes into managing the business.

#### William Low

It was not a good day for a surprise rights issue, but the fact is William Low had no choice. The momentum achieved by its 1988-89 development push is nearly spent. Yesterday's cash call aside, most forecasts were for flat earnings next year, a trend which would certainly have been apparent by the interim stage. Instead, shareholders are being offered a deep discount immediately after 21 per cent profits growth and a 19 per cent dividend increase. Add in a near 40 per cent outperformance by the shares so far this year and investors, Sir Ron Brierley apart, might be inclined to be generous.

As to the merits of the company's second rights issue in three years, it shows the emphasis is back on organic growth, its dalliance with acquisitions consigned to the freezer. After failing to buy Budgens and the Gateway stores, Low has at least regrouped around its strengths. It is hard to argue with a strategy designed to improve the group's distribution, upgrade computer systems and expand the selling area to a respectable 1m square feet, including a higher ratio of profitable new space.

Nevertheless, the shares quickly dropped below the theoretical ex-rights price of 33p, which suggests some investors have seen enough. Their doubts are no doubt based on familiar arguments over the future for a food retailer which will always be hungry for cash if it is to continue a successful regional battle with larger rivals. On forecast profits of £25m, the shares are on a demanding rating of 11.1 times earnings.

## Anti-fraud police raid London headquarters of Polly Peck

By Clay Harris and David Barchard in London

THE BRITISH government's Serious Fraud Office yesterday sent police and accountants to conduct an all-day search of the London headquarters of Polly Peck International, the company which sought protection from its creditors last week with debts exceeding £1.3bn (\$2.55bn).

The high-profile operation came five days after three administrators were appointed to oversee the group's affairs. The administrators, who learnt of the raid shortly before it began, said they were co-operating fully with the SFO.

Mr Asil Nadir, Polly Peck's chairman, attacked the search, which he described as "astonishing". He said it was "symptomatic of a new desperation" on the part of the SFO.

In a statement, Mr Nadir said Polly Peck had already voluntarily opened its books to the SFO's accountants.

"For about three weeks those accountants have been working in the company's offices, inspecting documents, and their questions were being answered," he said. "The accountants had been working in their own basement room next to the kitchen."

Mr Nadir also said: "I have committed no criminal act and in particular I have not been

involved with any illegal or unauthorised share dealings."

For their part, the accountants in the raid - from KPMG Peat Marwick McLintock - said: "A quantity of documents will be examined at the headquarters but disruption to the functioning of the administrators is being kept to a minimum."

In Turkey meanwhile, Mr Namik Kemal Kilic, Treasury under-secretary, said his government would not attempt to control or restrict cash transfers abroad by Polly Peck subsidiaries in the country.

The statement was the first by a senior Turkish official since Polly Peck, one of the largest foreign investors in Turkey in the 1980s, was placed in administration.

"Any company should be able to change hands at any given time according to international legislation," Mr Kilic said. His words were taken as a signal that Ankara will co-operate with administrators when they go to Turkey some time next week.

Turkey scrapped most of its remaining exchange controls last year, so there are now no identifiable obstacles to transferring the proceeds of any disposals to the UK to pay off claims against the parent company.

Additional report, Page 26

## Hindu militants seize Moslem holy site

By David Housego in Ayodhya

HINDUS yesterday set about damaging a mosque in the narrow streets of the pilgrimage town.

The militants gained access to the mosque through the pressure of the almost hysterical crowd and seeming connivance of paramilitary forces guarding the site. Members of the Central Police Reserve Force (CPRF) are believed to have opened the lock on the last steel barrier - reflecting the sympathy that many in the paramilitary and police forces have for the Hindus.

The security forces lost control early in the day in a face of unexpectedly determined attempts by militants to reach the mosque. One group hijacked a bus carrying militants under arrest and then smashed their way through police barriers to within a few hundred yards of the site.

As the crowds gathered in strength and courage, the police seemed to lose their nerve - especially when called on to fire. Two armed state policemen could be seen hiding in a house near Kanchan Bhawan, in the centre of Ayodhya, as the Hindus were unwilling to use their weapons.

Police lobbed teargas shells in an attempt to prevent the crowds entering the mosque, but did not fire warning shots.

Mr S. P. Dixit, a leader of the Vishwa Hindu Parishad (VHP), the fundamentalist movement that has organised the crusade for the construction of the temple, claimed the mosque had been symbolically "destroyed" and that a start had been made to the building of the temple.

The government had staked its reputation on preventing the seizure of the mosque. Last night, Mr Singh offered to resign in a letter to Mr S. R. Bommai, head of his Janata Dal party, an offer he has made twice before when faced with party dissidence.

A further 23 people were killed in demonstrations in other parts of India yesterday, some under police fire. The controversy has claimed at least 135 lives in the past week.

In Uttar Pradesh state, where Ayodhya is located, tens of thousands of troops have been deployed. The storming of the heavily fortified site on which the mosque stood came after repeated clashes between

the government over the issue.

The government has claimed that almost 100,000 Hindu militants have been arrested in recent days in an unprecedented crackdown on devotees of the main religious community. Those arrested include Mr L. K. Advani, leader of the Hindu BJP party, which earlier withdrew its support for the government over repeated clashes between

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## INTERNATIONAL COMPANIES AND FINANCE

## Brierley gains control of large UK hotels group

By Andrew Bolger in London

CONTROL of Mount Charlotte Investments, Britain's second biggest hotels group, has fallen into the lap of Brierley Investments (BIL), the New Zealand company founded by the entrepreneur Sir Ron Brierley.

BIL said yesterday it had received acceptances representing 52.5 per cent of the shares in Mount Charlotte for its cash offer of 73p a share, which valued the hotels group at £644m (£1.25bn). Mount Charlotte shares closed 6p higher at 72p.

In a fittingly understated claim to what has been a low-key bid, BIL last night appeared uninterested in encouraging more shareholders to accept its offer, which it has declared unconditional. Mr

Paul Collins, BIL's chief executive, said: "We always said this bid was opportunistic. Clearly, this price does not fully represent the asset value."

Mr Robert Peel, Mount Charlotte's chief executive, said the BIL offer represented a 40 per cent discount to his group's net asset value of 122p a share.

Most interest will now centre on whether, and on what terms, Mr Peel and his executives will continue to run the group, as BIL has always said it wanted them to do. The Mount Charlotte board will issue a statement today.

Mr Collins said last night: "It's absolutely business as usual as far as we are concerned. Robert is an integral

part of the team."

BIL launched its bid last month after acquiring a 10.1 per cent stake in Mount Charlotte from the Kuwait Investment Office. Since the New Zealand group already had 28.2 per cent, the purchase obliged it to make an offer for the remaining shares.

Mr Collins said at the start

he would be happy with an

offer between 40 per cent and

full control of Mount Charlotte

which, with nearly 14,000

rooms in the UK, is second

only to Trusthouse Forte.

Concern about delays in asset disposals forced Mount Charlotte's shares down to 57p before the bid was launched. See Lex

## UBF plans closer insurance link

By Enrique Tessieri in Helsinki

UNION Bank of Finland (UBF), one of the country's two biggest commercial banks, is considering a plan for a new organisation which could forge closer links with insurance companies.

Under Finnish legislation, an insurance company can only own 20 per cent of a Finnish bank, while a bank can only own 10 per cent of an insurance company. By forming a new parent company, which would be a financial services group, UBF and insurance companies could bypass these

ownership restrictions.

Mr Antti Hirvonen, president, said the new financial services group would be called Unitas, presently a brokerage company owned by UBF. It could merge with Finanssitalous, a holding company through which UBF and Sampo, an insurance company, hold shares within Finland International.

The move to merge with Finanssitalous suggests the holding company is in financial difficulties, due to the sinking value of its share portfolio.

The restructuring announce-

ment by UBF follows a similar move by Kansallis-Osake-Pankki, a UBF rival commercial bank, a few months ago.

UBF also announced that as of January 1, 1991, the bank would be divided into two. Domestic banking would be handled by Yhdyspankki, and its international operations by Union Bank of Finland International.

One condition of this plan is that FN finds an industrial partner to run the bulk of its activities. The rest of the deal aims at the company being able to raise some EFR130m (£415m) from banks and shareholders, and on reaching a deal with its trade unions.

As the negotiations have dragged on, the 2,500 workers at the Liege factory have become increasingly restive, and on Friday occupied the plant in response to rumours that Societe Generale de Belgique, the largest shareholder, was prepared to put the company into liquidation. La Generale had repeatedly said no decisions had yet been made.

Mr Joseph Labey, FN managing director, said sales at FN, which specialises in light civilian and military arms and munitions, had received a boost from the Gulf crisis.

"Events in the Gulf have helped," he said. He declined to reveal the value of new

orders generated by the Gulf

crisis, however, AP-DJ adds.

## Anglo American sets up fund in Israel

By Philip Gavith in Johannesburg

ANGLO American Corporation and associates have established a venture capital fund aimed at identifying and developing Israeli technology.

The fund, AATKS Ventures, is Anglo's first investment in Israel. It will provide a vehicle by which technology can be brought into South Africa. AATKS will fund technology-based companies in Israel and help them penetrate European markets.

Mr Julian Ogilvie Thompson, Anglo American chairman, said: "What this country has is a limited base of technology

well known. If we are to make significant strides in the industrial spheres then we have to have access to foreign technology markets. AATKS affords us that opportunity."

Mr Gideon Tolokowsky, a director of the management company of AATKS, said: "Investment in Israeli-related enterprises by international industrial groups can be extremely beneficial both to the industrial investor, who can expect access to new technologies as well as financial return, and to technology-based Israeli companies who

often have few financing alternatives open to them."

The new investment will be monitored by the corporation's technology and industrial development unit with the aim of identifying new business in manufacturing.

Mr Ogilvie Thompson said developing industrial businesses from grass roots remained an important part of Anglo's plans. "For this reason, we need to keep abreast of the latest technological advances. The size of our group enables us to invest in what is a high-risk venture."

## MS Cargo Van Holdings GmbH

a company formed by

### The Morgan Stanley Leveraged Equity Fund II, L.P. and Management

has acquired

## Automotive Equipment Beteiligungs GmbH

(a corporation organized under the laws of the Federal Republic of Germany)

MORGAN STANLEY & CO.  
Incorporated

October 1990

## FN confirms Giat offer for bulk of its assets

By Lucy Kellaway in Brussels

FABRIQUE Nationale Herstal, the almost bankrupt Belgian arms maker, yesterday confirmed that it had received a partial offer from a French arms company for most of its industrial assets.

In order to consider the offer, made by Groupeement Industrial des Armees Terrestres (Giat), FN's shareholders yesterday voted to give themselves another month to resolve how best to solve the company's growing difficulties.

The deadline for agreement was meant to be yesterday, and had already been extended once because of the difficulty in meeting all the conditions of a complicated rescue package. However, it is generally accepted that if no final agreement is reached by the end of the month, there may be no alternative than to liquidate the company.

The terms of the offer from Giat - which was known as a possible suitor for months - were not disclosed yesterday, but were thought to be broadly compatible with the terms of the rescue plan.

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## Top Spanish banks' profits reflect costs of deposit war

By Tom Burns in Madrid

SPAIN'S top banks, long-used to posting big rises in pre-tax profits, are reporting somewhat chastened figures, reflecting the costs of a deposit war and loan restrictions dictated by the government as part of its economic austerity programme.

Banco Central, Spain's second-ranked bank in terms of deposits, has raised pre-tax profits in the first nine months of this year by 16.9 per cent to Pt470.7m (£74.2m). The figure was down on previous years but in keeping with the figures other leading banks have reported recently.

Central was, together with

the smaller Banco Popular, the only one of Spain's main financial institutions which refrained from the expensive deposit war that in the past year has led other Spanish banks to offer interest rates as high as 14.5 per cent to lure new account holders.

Banco Popular posted profits of Pt431.6m at end-September, an 18.2 per cent increase on its third-quarter results in 1989.

Banco Santander, which initiated the deposit campaign, forcing most of the main banks to follow its initiative, reported Pt453.9m profit for the third quarter, representing a 15.4 per

cent increase on 1989.

Banco Bilbao Vizcaya, Spain's largest bank, reported third-quarter profits of Pt510.6m, a 10.3 per cent rise.

One of Santander's main rivals in the battle to offer better returns for current account holders, BBV, blamed the increased cost of deposits for its comparatively disappointing results.

Third-quarter results last year among the top Spanish banks revealed, as they had done in previous years, profit increases in the 20-30 per cent

## Friderichs appointed to board of Adidas

By Andrew Fisher in Frankfurt

MR HANS Friderichs, the former West German Economics Minister, is to become the new supervisory board chairman of Adidas, the German sports equipment company which has been bought by Mr Bernard Tapie, the French financier.

Mr Friderichs recently resigned as the supervisory board chairman of Co op because he disagreed with the policy of selling parts of the troubled retail group rather than keeping it intact.

After losing DM120m (£60m) last year, Adidas should break even this year and return to profit in 1991. Mr Tapie said last week Adidas had suffered

as common with other sport shoe concerns, from tough competition in the industry.

Mr Tapie, who now has a 25 per cent stake in the German company, will not take a seat on the supervisory board. Instead, he will inject a further

DM300m into the company through a capital increase.

The chief executive of Adidas, Mr Rene Jaggl, has said it should achieve a turnover of DM550m in 1992. Last year, total turnover, including licensing, rose by 7 per cent to DM4.8bn. This includes DM3.2bn, a slight rise on the previous year, from Adidas' activities, including goods under the Pony label.

• DG Bank, the German co-operative bank, said it was talking to several interested parties about the sale of all of Co op's 67.5 per cent stake in Co op under reports. It added all bidders were interested in Co op's full stake.

DG expected no objections from the German cartel office to any of the bidders. The anti-trust authority said no bids had been submitted for its office to scrutinise.

Share analysts said the main attraction of a stake in Co op is

its DM2bn total loss over the past three years. Under German law, shareholders can deduct past losses of consolidated firms. Co op expects 1990's operating loss to be DM150m after a DM250m loss in 1989.

## TNT leaps 48% on revenue rise

By Bruce Jacques in Sydney

TNT, the Sydney-based international transport group, has shaken off the effects of last year's prolonged Australian pilots' dispute and has begun the new financial year strongly.

The company has declared a 48 per cent surge in operating profits to A\$122.3m (US\$17.5m) from A\$15.0m for the quarter to end-September on a 7 per cent rise in revenue to A\$1.15bn from A\$1.07bn. The interim dividend is unchanged.

The result excluded abnormal profits, mainly currency changes, of A\$22.5m against

losses of A\$2.2m previously, partially offset by losses of A\$10.8m transferred to the foreign currency translation reserve component with gains of A\$10.8m previously.

Despite that strong progress, TNT, which now has 1,000 employees, is facing up to the labour market, in bringing about improvements in industrial relations, in significantly reducing inflation, and in other areas of macro-economic reform has been less than is required to put this country on the road to real progress.

"This current year will be difficult, but we would expect to achieve aggregate results more or less comparable to those of last year," he said.

## Concept forecasts loss of FFr500m

By William Dawkins in Paris

CONCEPT, France's third largest software group, yesterday warned that it expects to lose FFr500m (£88.6m) this year, a far worse than expected swing from the FFr149.5m net profit it reported in 1989.

This is the latest in a series of setbacks for French high-technology companies and is mainly due to the rising costs of debts which Concept built up to make a series of ambitious acquisitions, including CCMC, a software group Concept took over two years ago.

Concept has also been hit by the costs of reducing staff numbers in response to its earnings setback.

Concept's shares were suspended last week when the COB, the Paris stock exchange watchdog, heard of the seriousness of the group's position.

Trading is expected to resume once the board has voted on a FFr300m capital increase called for by Altus, the banking and investment group which owns 19.5 per cent of the group's

shares.

Mr Olivier Spire, Concept group chairman, believes there is no need for what would be the second big capital increase in a year. The group should return to profitability next

year, he said. But he warned: "We cannot completely judge the impact of the current situation, which could make life difficult in the next few months."

The group will face FFr100m of restructuring costs this year, mainly for the loss of 190 jobs at CCMC, plus FFr75m of financial charges. Sales are expected to fall slightly from FFr2.5bn in 1989 to around FFr2.2bn, said Mr Spire.

Concept also revealed yesterday a first-half loss of FFr181m, far worse than the FFr40m six monthly loss it had estimated in early September.

## Automotive Equipment Beteiligungs GmbH (AEB)

and its subsidiary

## Cargo Van Fahrzeugwerke GmbH

have been acquired by

## Morgan Stanley Leveraged Equity Fund II, L.P. and Management

We acted as advisor to the sellers

FRANKFURT  
CONSULTGesellschaft für Beteiligungsvermittlung und  
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# Nomura Thinks...

## Outlook for Japan's economy and stock market-from Tokyo

**Q**

*Prices on the Japanese stock market have been experiencing a serious fall since the beginning of the year. Is the Japanese economy facing a dark future?*

**A** Since 1949, when trading was resumed on the Tokyo Stock Exchange, the market has recovered from three similarly dramatic downturns—a drop of 51.8% in 1950; one of 44.2% in 1965; and one of 37.4% at the time of the first oil shock in 1974, when New York's Dow Jones Industrial Average plummeted 45%. The recent decline of over 40% is indeed of historic significance. However, the Japanese economy continues to record steady growth. Nomura Research Institute predicts that Japan's economy will follow up real economic growth of 5.1% in 1988/89 with healthy growth of 4.8% in 1989/90 and 4.0% in 1990/91. Despite the Bank of Japan's monetary restraint to keep the increase of consumer prices below 3%, strong investment in plant and equipment will lead to further expansion of domestic production. Also, corporate profits will continue to show high growth—in 1990 profits for the companies that compose the NRI350 are expected to increase for the fourth consecutive year.

**Q**

*Can Japanese firms maintain their competitive edge given the rise in oil prices?*

**A** Japanese firms have been trying to maintain high profitability by improving their financial structures. At the same time, they have been promoting development in high technology by increasing investment in plant and equipment and R&D expenditures. Japan holds 30% of the world's market share for capital goods and the number of new patent registrations in Japan is now more than triple those in the US and Germany. Since the 1960s, Japan has maintained an investment ratio of over 20%, which is substantially higher than the corresponding figures for the US and West Germany. (Investment ratio is defined as fixed capital formation as a percentage of GNP and is considered a major determinant of future international competitiveness.) In addition, Japanese firms have devoted major efforts to globalizing their production while maintaining healthy growth. These facts form the basis of Japan's strong international competitiveness.

**Q**

*Isn't the Japanese economy particularly sensitive to a rise in oil prices, as has been the case in the past?*

**A** Oil imports, including petroleum products, as a percentage of GNP have declined over the long term as Japan has advanced energy-saving technology; it dropped from 4.6% in 1974 at the time of the first oil shock and 5.4% in 1980 when the second shock hit, to 1.1% in 1989. The rate of inflation has continued to decline, falling from 23.3% in 1974 to 7.8% in 1980, and it is expected to be 2.8% in 1990. Rises in oil prices no longer greatly affect consumer prices. Even with oil prices at \$30 per barrel, Japan would record a balance of trade surplus of \$43.3 billion in 1990/91, and real GNP would register growth of 3.3% (at \$20 per barrel, real GNP would grow 4.0%). As for corporate profitability, the growth of pretax profits of the NRI350 companies would continue. This contributes to our conclusion that Japan has been one of the most successful countries in shifting to a more energy-efficient production system. When we compare how the rise in oil prices affects the economies of major countries, Japan ranks second only to Australia in terms of resistance (The Economist, September 1, 1990). However, when we calculate the rates of decline in stock prices from August 1 to October 11, Japan's figure is 26.8% while Australia's is 15.5%. The rate for Japan is also greater than West Germany's 24.5% (fifth in terms of resistance) and the 18.4% of the US (seventh). Apparently, the Japanese economy still has the image of being particularly vulnerable to rises in oil prices.

**Q**

*In the past, Japan's P/E ratio was quite high. What is the current level?*

**A** When Japanese stock prices peaked at the end of last year, the P/E ratio was over 60. Now, however, Japan's P/E ratio has declined as a result of the fall in stock prices, the rapid increase in interest rates and conflict in the Middle East. Before becoming a creditor nation, Japan's P/E ratio was approximately 2.2 times that of the US. Today, Japan's P/E ratio has returned to a similar level, at 2.01 times the US P/E ratio. It has often been said that Japanese stock prices are high when compared with other markets on a P/E ratio basis. But from a historical perspective, it can be argued that this year's plunge of the Nikkei Stock Average by over 40% to the 20,000-plus level has gone too far.

**Q**

*Japanese interest rates have always had a great influence on stock prices. What is Nomura's view?*

**A** With the consecutive increases in the official discount rate, market interest rates have reached the 8% area. If we compare the yields of the Japanese Government Bond and the ten-year US Treasury Bond, we find that the difference is approximately 1%. However, given lower inflation in Japan than in the US, Japanese real interest rates are now higher than those of the US. This might lead to a slowdown of economic growth. Thus it appears that Japanese interest rates will peak out and begin to decline between now and December, with some arguing that a further decline will occur towards mid-1991. Currently, there is a trend towards investment in financial assets with fixed, rather than variable, interest rates. Private investors have already begun to shift their funds to medium- and long-term financial assets. This can be considered to reflect investors' expectations that interest rates will not continue to climb.

**Q**

*What are the prospects for the yen's exchange rate?*

**A** The current upsurge of the yen can be attributed to three main factors: 1) the rise in Japanese interest rates, which has led to a reversal of the real interest rates between the US and Japan, resulting in capital inflow into Japan; 2) the fear of a recession in the US and the corresponding expectations of monetary easing there; and 3) the increased resistance of the Japanese economy to higher oil prices. On balance, it could be argued that the current yen rate will be sustained.

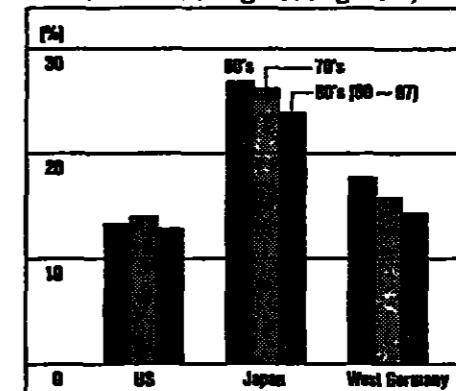
Japanese Economic Outlook for Fiscal 1990/91

Fiscal Year	1989	1990	1991	1992
Nominal GNP (%)	6.0	6.2	5.8	5.8
Real GNP (%)	5.1	4.9	4.6	4.3
Domestic Demand (Contribution to Real GNP)	5.7	5.3	5.1	4.9
Net Exports (Contribution to Real GNP)	-0.6	-0.4	-0.3	0.3
Industrial Production of Mining & Manufacturing (%)	4.5	5.0	4.3	3.8
Wholesale Prices (%)	3.5	2.2	2.4	4.3
Consumer Prices (%)	2.9	2.6	2.7	3.2
Trade Balance (\$ M)	70.0	51.6	57.0	43.3
Current Balance (\$ M)	53.4	40.7	46.4	37.5
Gross Oil Price (\$/bbl) (Customs Clearance Basis)	18	22	26	30
Exchange Rate (Y/US)	143	145	146	146
Official Discount Rate (End of Fiscal Year)	5.25	6.00	6.00	6.00

1989 Oil Price at \$20 1990 Oil Price at \$30

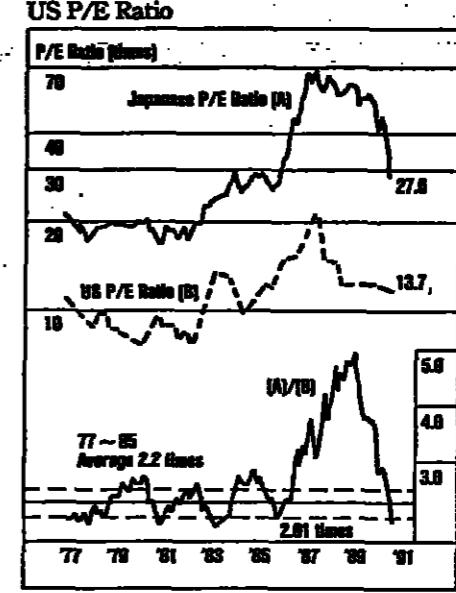
1991 = Predicted % change, year-on-year

Japan, US and West Germany's Investment Ratios (Fixed Capital Formation Excluding Housing/GNP)



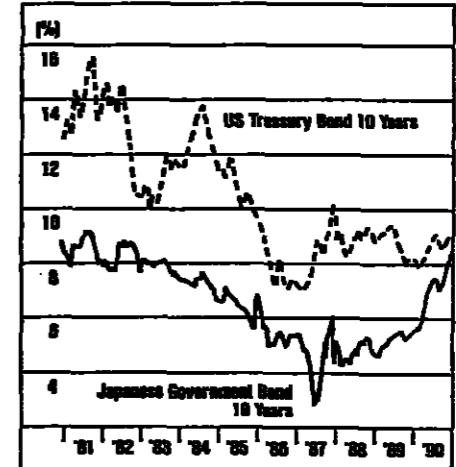
(Source: OECD "National Accounts". Figures for W. Germany prior to unification.)

Comparison of Japanese and US P/E Ratio



(Source: Morgan Stanley Capital International 1977 - present)

Japan/US Long Term Interest Rates



# NOMURA

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## INTERNATIONAL COMPANIES AND FINANCE

## Settlement near in Canadian steel strike

By Robert Gibbons in Montreal

A STRIKE that has shut down nearly half of Canada's primary steelmaking capacity for three months is close to being resolved. However, layoffs and early retirements may follow as recession bites into North American steel demand.

Stelco, the second biggest producer, has signed a tentative agreement covering 6,000 workers at its main Hamilton plant near Toronto. The pattern will apply to Stelco's other plants in eastern Canada.

If the terms are ratified, as strongly recommended by leaders of the United Steelworkers' union, the deal should also lead to peace at Algoma Steel, a subsidiary of Dofasco, the biggest producer. Dofasco is not unionised.

The Stelco deal includes a basic annual 6 per cent to 7 per cent pay increase, including indexation, over three years, pension indexing, limits to contracting out and productivity incentives. But Stelco has not given any total employment commitment.

• Placer Dome has reached a tentative deal with the United Steelworkers to end a six-month long strike at its big Dome gold mine in northern Ontario.

## General Cinema in \$240m Neiman-Marcus offer

By Nikki Tait in New York

GENERAL CINEMA, which recently sold its share stake in Cadbury-Schweppes of the UK, yesterday announced a \$240m offer to buy out other shareholders in Neiman-Marcus, the US department store group.

The General Cinema offer is worth \$14.40 cents per Neiman-Marcus share, and the company share price responded by jumping \$3% to \$14% in early New York trading.

Neiman-Marcus, which takes in more than 20 department stores under its own name, as well as the Bergdorf Goodman outlet in New York, and a chain of Contempo Casuals fashion stores, was spun off by Carter Hawley Hale in 1987, General Cinema coming

in as a major shareholder.

At present, out of the 32.7m Neiman-Marcus shares in issue, General Cinema owns 16.3m with the general public holding 16.4m.

However, General Cinema also holds a tranche of convertible preferred stock in Neiman-Marcus, which - if converted - would take its total equity interest to about 60 per cent by BAT Industries of the UK.

Some analysts predict that General Cinema, with a fondness for counter-cyclical investments, will aim towards low technology consumer industries.

Mr Hugh Zurkhulen, analyst at Salomon Brothers, estimated the terms to be worth 6.8 times projected cash flow in fiscal 1991.

It says will be deployed "to purchase at least one additional major operating business". This, it says, is likely to be outside the specialty retailing field.

General Cinema is known to have been looking for potential acquisitions for some time and expressed interest in Saks Fifth Avenue, when the US store group was put up for sale by BAT Industries of the UK.

Some analysts predict that General Cinema, with a fondness for counter-cyclical investments, will aim towards low technology consumer industries.

Mr Hugh Zurkhulen, analyst at Salomon Brothers, estimated the terms to be worth 6.8 times projected cash flow in fiscal 1991.

## Boeing soars 56% as sales volume rises to \$7.18bn

By Martin Dickson in New York

BOEING, the world's largest commercial aircraft manufacturer, has announced a 56 per cent leap in third-quarter earnings, due mainly to higher sales volume and better operating margins on commercial aircraft.

The company also announced formal board approval for the manufacture of its new wide-bodied, twin-engine aircraft, the 777, United Airlines of the US placed the first order for the new jet, worth \$22bn, earlier this month.

In the third quarter the company produced earnings of \$375m, or \$1.10 a share, compared with \$242m, or 70 cents a share, in the same period last year. Sales rose from \$6.36bn to \$7.18bn.

In the first nine months earnings totalled \$1.07bn, or \$3.09 a share, against \$596m, or \$2.59 a share in the same period last year. The 1989 figure incorporated an accounting change.

The company said that based on current programmes and schedules, 1990 sales were projected to be in the \$27.5bn region.

Commercial jet transport sales in the fourth quarter would be somewhat below the previous two quarters due to fewer deliveries and the model mix of the delivery.

During the third quarter 13 customers placed orders for 83 commercial jets and 10 Dash 8 commuter aircraft valued at \$3.1bn. That compared with orders for 134 jets and 23 commuter aircraft, worth \$5.5bn, in the same period last year.

Boeing's firm backlog of unfilled orders was worth \$86.3bn at September 30, 1990, compared with \$80.6bn at the end of September.

Mr Frank Shrontz, Boeing's chairman, said losses on Boeing's defence and space businesses would be substantial this year, but they were expected to be lower than last year.

Operating results should improve in 1991 and subsequent years, following the consolidation of the two businesses and progress on cost and scheduling problems with government contracts.

## Oil producers try to clean up their public image

Alan Friedman on attempts to restore customers' confidence following recent jumps in petrol prices

U.S. oil companies, sensitive to charges of profiteering, are falling over themselves to persuade the American public that they are not unjustifiably raising petrol prices on the back of the large rise in crude oil prices since Iraq's invasion of Kuwait.

The industry's image has been going steadily downhill since the Exxon Valdez oil spill disaster in Alaska last year. But its protestations have been borne out by its latest figures.

The third-quarter profit and loss accounts of 18 leading US petroleum companies show that total operating income (net profits from continuing operations before non-recurring charges) was little changed year-on-year.

Companies such as Mobil, Chevron and Shell - the second, fourth and sixth biggest US companies - each suffered a drop in third-quarter income, due to their inability to pass increasing costs of crude oil on to the consumers of refined products.

However, US petrol and home heating prices have been rising when demand for premium petrol is declining. And a 5 cent excise tax per gallon of petrol will come into effect on December 1 as part of the pack-

age to cut the US budget deficit. So the oil industry is touchy about the impact of the Gulf crisis on consumers.

Mr Frank Richardson, president of Shell, the US arm of the Royal Dutch/Shell group, last week said that Shell's petrol refining and marketing division lost \$64m in the two months after the invasion.

Today, Texaco launches a multi-million dollar education campaign on energy conservation "to benefit the nation and the individual consumer in today's energy environment".

Yesterday, Mr Charles DiBona, president of the American Petroleum Institute (API), the industry's main lobbying arm in Washington, pounded home the message that the winter was coming on and consumers in much of the US could not alter their consumption of heating oil.

Mr DiBona would not be drawn on the subject of how quickly the latest jump in home heating oil prices, which have risen by 90 per cent of the price jump in crude oil. Mr Philip Dodge, an oil analyst at Nomura Research in New York, did not find it so hard. He said the industry would be easier to push up prices of fuel oil than those of petrol because winter was coming on and consumers in much of the US could not alter their consumption of heating oil.

Mr DiBona was deployed in the Rockefeller Centre, with coffee, muffins and statistical charts, to defend the industry.

Mr DiBona said the spread between crude oil costs and what American consumers paid for petrol during the third quarter was one of the lowest in decades. He also argued that average US petrol prices rose by 27 cents per gallon between July 30 and October 15, com-

## Du Pont and Teijin in joint venture

By Karen Zagor in New York

DU PONT, the biggest US chemicals company, said yesterday it would form a joint venture with Teijin of Japan to make and sell polyester film for audio and video uses.

The venture will focus on Europe, the US and other markets, excluding Japan. Both companies will have an equal share. Du Pont says it is the

## BENETTON GROUP SpA

A company with registered offices in Ponzano Veneto (TV), Italy, Via Villa Mazzini, 1; an authorized share capital of Ls. 63,300,212,500; a paid-in stock capital of Ls. 61,78,862,200; registered at No. 4424 of the Companies Registry of the Court of Treviso

## HALF-YEARLY REPORT JANUARY-JUNE 1990

Notice is hereby given that Benetton Group S.p.A.'s Half-Yearly Report on the Company and Group performance as of June 30, 1990 may be obtained on request from:

- the Company or
- any of the Italian Stock Exchanges.

Benetton Group S.p.A.

APPOINTMENTS ADVERTISING appears every Wednesday & Friday (in the International Edition only.)

FINANCIAL TIMES

EUROPE'S BUSINESS NEWSPAPER

CIVAS 10 LIMITED U.S.\$100,000,000 Secured Floating Rate Notes due 1992

Interest Rate 8.21% p.a. Interest Period October 31, 1990 to April 30, 1991. Interest Payable per US\$100,000 Note US\$6,127.61.

October 31, 1990 London

By Citibank, N.A. (CSIS Dept.), Agent Bank

Benetton Group S.p.A.

Wells Fargo &amp; Company

US\$150,000,000

Floating rate subordinated notes due 1992

In accordance with the provisions of the notes, notice is hereby given that for the interest period 31 October 1990 to 30 November 1990 the notes will carry an interest rate of 8.0375% per annum.

Interest payable on the relevant interest payment date 30 November 1990 will amount to US\$66.98 per US\$10,000 note and US\$333.98 per US\$50,000 note.

Agent: Morgan Guaranty Trust Company

JPMorgan

Wells Fargo &amp; Company

US\$200,000,000

Floating rate subordinated notes due 2000

In accordance with the provisions of the notes, notice is hereby given that for the interest period 31 October 1990 to 30 November 1990 the notes will carry an interest rate of 8.1475% per annum.

Interest payable on the relevant interest payment date 30 November 1990 will amount to US\$67.19 per US\$10,000 note and US\$335.99 per US\$50,000 note.

Agent: Morgan Guaranty Trust Company

JPMorgan

Wells Fargo &amp; Company

U.S. \$100,000,000

Allied Irish Banks Plc

Subordinated Floating Rate Notes due 1992

In accordance with the provisions of the notes, notice is hereby given that for the three month interest period from October 31, 1990 to January 31, 1991 the notes will carry an interest rate of 8.0375% per annum.

Interest payable on the relevant interest payment date January 31, 1991 against Coupon No. 18 will be US\$217.22 and US\$430.56 respectively for Notes in denominations of US\$10,000 and US\$50,000. The sum of US\$10,000 will be payable per US\$10,000 principal amount of Registered Notes.

By The Chase Manhattan Bank, N.A.

London, Agent Bank

October 31, 1990

Chase

Wells Fargo &amp; Company

\$60,000,000

Floating rate subordinated notes due January 1994

In accordance with the provisions of the notes, notice is hereby given that for the interest period 26 October 1990 to 28 January 1991 the notes will carry an interest rate of 14% per annum.

Interest payable on the relevant interest payment date 28 January 1991 will amount to \$180.27 per \$5,000 note.

Agent: Morgan Guaranty Trust Company

JPMorgan

Wells Fargo &amp; Company

\$115,000,000

Elders Finance Limited

Floating Rate Notes due 1992

For the interest period October 31, 1990 to April 30, 1991 the Notes will carry an interest rate of 8.3% per annum.

Interest payable on the relevant interest payment date April 30, 1991 will be US\$173.06 per US\$100,000 Nominal Amount.

By: The Chase Manhattan Bank, N.A.

London, Agent Bank

October 31, 1990

Chase

Wells Fargo &amp; Company

\$100,000,000

CIVAS 10 LIMITED

U.S.\$100,000,000 FLOTTING RATE, SENIOR NOTES DUE 1992

In accordance with provisions of the Notes, notice is hereby given that for the interest period from 31 October 1990 to 30 November 1990 the Notes carry an interest rate of 8% per annum.

The interest payable on the relevant interest payment date 30 November 1990 will be US\$66.97 per US\$10,000 Nominal Amount.

By: Citibank, N.A. (CSIS Dept.), Agent Bank

London, Agent Bank

October 31, 1990

Chase

Wells Fargo &amp; Company

\$100,000,000

CIVICORP

U.S.\$350,000,000

Subordinated Floating Rate Notes due November 27, 2035

Notice is hereby given that the rate of interest has been fixed at 8.0375% in respect of the Original Notes and 8.125% in respect of the Enhancement Notes, and that the interest payable on the relevant interest payment date November 30, 1990 against Coupon No. 61 in respect of US\$10,000 nominal of the Notes will be US\$66.98 in respect of the Original Notes and US\$67.71 in respect of the Enhancement Notes.

October 31, 1990 London

By: Citibank, N.A. (CSIS Dept.), Agent Bank

London, Agent Bank

October 31, 1990

Chase

Wells Fargo &amp; Company

\$100,000,000

CITICORP

U.S.\$100,000,000

Subordinated Floating Rate Notes due November 27, 2035

Notice is hereby given that the rate of interest has been fixed at 8.0375% in respect of the Original Notes and 8.125% in respect of the Enhancement Notes, and that the interest payable on the relevant interest payment date November 30, 1990 against Coupon No. 61 in respect of US\$10,000 nominal of the Notes will be US\$66.98 in respect of the Original Notes and US\$67.71 in respect of the Enhancement Notes.

October 31, 1990 London

## INTERNATIONAL COMPANIES AND FINANCE

## Hunter finds challenge in fast-moving deals

John Thornhill and Terry Hall on the significance of Hugh Fletcher's latest acquisition

In his spare time Mr Hugh Fletcher, the chief executive of Fletcher Challenge, New Zealand's largest company, hunts birds. There are no foxes in his native country.

Last week Mr Fletcher proved he also enjoys chasing fast-moving business prey as he sealed a deal with British Petroleum to buy the New Zealand oil and gas production interests for NZ\$350m (US\$222m).

With one blow, the move confirmed Fletcher Challenge's dominance of New Zealand's oil and gas sector. It also bolstered its position as the country's biggest business, accounting for almost a quarter of the stock market's capitalisation, and added to Mr Fletcher's considerable reputation as a deal-maker.

The move is further evidence of the drastic reshaping at FCL in the last decade. The company, whose activities were previously confined to New Zealand by the country's capital laws, was a "fairly introverted and product diverse" business at the beginning of the decade, according to Mr Fletcher.

Since the capital laws were changed, however, FCL has expanded heavily overseas, developing a range of pulp and paper, energy, and construction businesses in North and South America and Europe.

FCL is perhaps best known in Europe for snatching control of UK Paper from the clutches of Metal-Seda, the Finnish forest products company, in a \$250m (US\$172m) takeover at the start of this year.

"There is the Hannibal instinct to go over the next mountain range. I have no



Trevor Humphries

Hugh Fletcher: "A good local company will beat a foreigner"

problems in admitting that there is a bit of that. Companies must have cultures and should be black and white and we have a growth-oriented culture," Mr Fletcher says.

The 1980s also saw a whitening down of FCL's product diversification and selective expansion within its few chosen fields. "We divested a lot of small entrepreneurial businesses and went for the heavy industrial end of things," Mr Fletcher says.

FCL was barely involved in the energy industry until two years ago when it fought a bruising behind-the-scenes battle with British Gas to buy the former state-owned enterprise Petrocorp.

FCL now acknowledges that

it bought the government's interests in 1988 at a knock-down price and in the face of steadily firming international prices.

In September it reported that its earnings from its energy sector would be NZ\$100m higher than to higher spot prices in 1989. Total earnings from its energy interests, in New Zealand and Canada, contributed NZ\$157.1m to the group's net profit of NZ\$362.4m in the June 30 year. This contribution will be sharply higher this year.

Its luck in buying government assets continued. In June, the government paid FCL NZ\$20m to take the former state-owned enterprise Petrocorp.

The extra stake in Maui will

cost the previous national government NZ\$3.1b to build. In August, Japan's Mitsubishi Oil announced it wanted to buy 25,000 tonnes of synthetic gasoline from the plant.

Establishing its dominance in the sector has been costly, and in ensuing concern among New Zealand's consumers, FCL spent NZ\$200m buying the government's 70 per cent holding in Petrocorp, and bought out remaining shareholders at 1.75 cents a share. It is paying BP NZ\$230m for its 18.75 per cent stake in Maui, the NZ gas field, lifting its interest to 89.75 per cent.

B P is to pay its share in the development cost of the Maui B platform, which was part of the NZ\$1bn project to recover the remaining reserves in the field.

BP has spent many millions in exploration in New Zealand over the past 25 years, in association with Todd and Shell, and was a founding member of the highly successful consortium. Its decision to end its interests in New Zealand's exploration and production was greeted with considerable surprise by the industry.

The Maui field was discovered in 1969, and production from the Maui A platform began 10 years later. The platform accommodates 14 production wells and preliminary gas condensate separation facilities.

In London last month before the BP deal was announced, Mr Fletcher said that New Zealand was again becoming an attractive area for investment, particularly in the energy and utilities sectors.

The one area where we have sustained competitive advantage is in NZ and we should be able to extract value in that," he says. "A good local company will beat a foreigner every day of the week. We have an advantage in NZ and a disadvantage everywhere else."

## Adsteam shares plunge on news of liquidity troubles

By Bruce Jacques in Sydney

ADELAIDE Adsteam, the Australian conglomerate led by Mr John Spalvin, was plunged into a fresh crisis yesterday amid rumours of inter-group loans in the complex empire.

Adsteam shares fell 46 cents to a seven-year low of A\$1.30, before recovering to A\$1.35 after Howard Smith, a group associate, detailed A\$60m (US\$47.2m) in short-term unsecured loans to group companies.

The loans confirmed market views of liquidity problems within the Adsteam group, which controls other large listed companies, including David Jones, Petersville Sleigh and National Consolidated.

Liquidity concerns surfaced earlier this year when Howard Smith proposed a A\$500m deal to take over National Consolidated. This would have injected much needed cash into several Spalvin group compa-

## Profits dive at Japan paper makers

By Martina Gannon in Tokyo

A FLAT Japanese paper market and rising costs of materials, particularly oil, caused the country's pulp and paper manufacturers to produce gloomy interim results. Only those companies specialising in paperboard saw sales climb.

Pre-tax profits at Oji Paper, the leading maker with a 9.5 per cent market share, dropped 33.8 per cent to Y15.3bn (US\$12m) in the six-month term to September 30, compared with the same period last year.

Sales in the first half totalled Y28.4bn, a marginal 2.7 per cent rise, as the increase in sales volume was offset by

rising with wholesalers for price rises of 8 to 10 per cent, claiming increases made last spring were not large enough to absorb higher production costs.

Hitachi Metals, a leading Japanese producer of high-quality steel, has posted unconsolidated pre-tax profits of

Y1.02bn in the first half to the end of September, up 18.1 per cent from Y9.33bn a year earlier.

Sales increased by 12.2 per cent to Y173.65bn from Y154.87bn, driving operating profit up by 22.7 per cent to Y11.65bn from Y9.06bn.

Net income jumped 18.2 per cent to Y8.15bn, compared with Y5.83bn a year earlier.

JAPANESE PAPER COMPANY RESULTS						
Half year to September 1990						
Company	Revenue	% change	Pre-tax profit	% change	Vbn	% change
Oji Paper	Y228.4m	+2.7	Y15.3m	-34	Y9.3m	-20.3
Jujo Paper	Y200.6m	+2.8	Y6.5m	-49	Y3.6m	-49
Honshu Paper	Y201.0m	+4.5	Y2m	-45	Y2m	-20
Kanzaki Paper Mfg.	Y77.8m	-3.4	Y2m	-55	Y3.6m	+40
Mitsubishi Paper Mills	Y100.9m	+0.8	Y6.2m	-45	Y2.7m	-41

This announcement appears as a matter of record only.

October, 1990



## THYSSEN AKTIENGESELLSCHAFT

U.S.\$ 1,200,000,000

Multiple Facility Agreement

incorporating

Revolving Credit Facility

Domestic DM Advances Facility

Swing-Line Facility

Short-Term Advances Facility

## Arranging Bank

Deutsche Bank Luxembourg S.A.

## Lead Managers

Chemical Bank Deutsche Bank Luxembourg S.A.

Westdeutsche Landesbank Girozentrale

Barclays Bank Group

The Dai-Ichi Kangyo Bank, Limited DG Bank Deutsche Genossenschaftsbank

Landesbank Rheinland-Pfalz - Girozentrale -

The Sanwa Bank, Limited

Südwestdeutsche Landesbank Girozentrale London Branch

Trinkaus &amp; Burkhardt (International) SA

## Managers

ADCA-Bank AG Allgemeine Deutsche Credit-Anstalt

Banco Central, S.A.

BNS International (Ireland) Limited

The First National Bank of Chicago

Landesbank Schleswig-Holstein Girozentrale

Sal. Oppenheim jr. &amp; Cie. KGaA

## Facility Agent

Deutsche Bank Luxembourg S.A.

## Arranging Bank

J. P. Morgan Securities Ltd.

## Dresdner Bank Luxembourg S.A.

Morgan Guaranty Trust Company of New York

Bayerische Vereinsbank International Societe Anonyme

DSL Bank Luxembourg S.A.

The Mitsui Taiyo Kobe Bank, Ltd. Düsseldorf Branch

Sumitomo Finance (Dublin) Limited

Banca Nazionale del Lavoro International

The Bank of Tokyo, Ltd. Düsseldorf Office

Crédit Suisse (Luxembourg) S.A.

Hypobank International S.A.

Norddeutsche Landesbank Luxembourg S.A.

Union Bank of Switzerland

## Swing-Line Agent

Morgan Guaranty Trust Company of New York

This announcement appears as a matter of record only.

NEW ISSUE

OCTOBER 1990



Canadian Imperial Bank of Commerce

Canadian Imperial Bank of Commerce

(a Canadian Chartered Bank)

Japanese Yen 3,000,000,000

Variable Redemption Amount Deposit Notes due 31st October, 1991  
Linked to the Nikkei Stock Average  
To be Issued in Two Tranches

Issue Price: 101.125 per cent.

New Japan Securities Europe Limited Bankers Trust International Limited

IRJ International Limited Sanwa International plc

US \$204,000,000  
Republic of Italy Euro  
Repackaged Assets Limited  
F.E.R.A.R.I  
Floating Euro-dollar Repackaged Assets of the Republic of Italy due 1993

For the period from October 31, 1990 to January 31, 1991 the Notes will carry an interest rate of 7.25% per annum with an interest amount of US \$2,022.47 per US \$100,000 Note.

The relevant interest payment date will be January 31, 1991.

Agent Bank:  
Banque Paribas Luxembourg  
Société Anonyme

SABRE VII  
LIMITED  
US\$850,000,000  
Floating Rate Secured Notes Due 1992

For the 6 months period 29th October, 1990 to 29th April, 1991 the Notes bear the interest rate of 8.375% US\$42,340.28 will be payable from 29th April, 1991 per US\$10,000 Note.

Verdey International (Europe) Limited, Agent Bank

Lavoro Bank Overseas N.V.  
ECU150,000,000  
Floating Rate Guaranteed Notes due 2000

For the six months 31st October, 1990 to 30th April, 1991 the Notes will carry an interest rate of 10.1625% per annum with an interest amount of ECU10,65 per ECU10,000 Note and ECU12,165 per ECU250,000 Note, payable on 30th April, 1991.

Listed on the Luxembourg Stock Exchange

Bankers Trust Company, London Agent Bank

This announcement appears as a matter of record only.

**Vitro Flotado, S.A. de C.V.**  
**U.S. \$126,000,000**  
**Term Loan**

For Construction of a new Float Glass Plant  
 near Monterrey, Mexico

Guaranteed by

**Vitro Plan, S.A. de C.V.**  
 and

**Vitro, Sociedad Anónima**  
 Arranged by  
**International Finance Corporation**

**U.S. \$25,000,000**

Provided by

**International Finance Corporation**

**U.S. \$101,000,000**

Provided through Participations in the IFC Loan by

Lead Managers

Algemene Bank Nederland N.V.

Crédit National

First City, Texas-Houston, N.A.

Swiss Bank Corporation

NMB Bank

Banque Internationale à Luxembourg  
 Société Anonyme

Girozentrale und Bank  
 der Österreichischen Sparkassen AG

Banque de l'Union Européenne

October, 1990

Crédit Lyonnais

Deutsche Bank Luxembourg S.A.

Generale Bank S.A./N.A.

Banque Worms

Österreichische Länderbank  
 Aktiengesellschaft

Banque et Caisse d'Epargne de l'Etat  
 Luxembourg

Crédit Suisse

October, 1990

## INTERNATIONAL CAPITAL MARKETS

## Issues reflect investors' move to defensive stocks

By Deborah Hargreaves

**THE MARKET** for international equity issues mirrors the focus of investors on defensive stocks in today's uncertain environment. By far the majority of companies currently offering equity to international investors is in the oil and natural resources business.

Amid a flight to quality as markets around the world turn on a volatile path downwards, investors are being extremely selective in their allocation of

the international market in early November, all of which will base their offerings in the US market with a tranche to be launched internationally. The companies which include Argent Energy, Cross Timber Oil, Input-Output and Odeco, will tap the market for a total of \$300m.

Out of this, Oryx Energy, a US oil exploration firm, is planning to issue stocks in a deal which will be priced this week. The issue is being made as part of a secondary offering which is being lead-managed by Morgan Stanley. The shares are reported to be meeting fairly steady investor interest, although the environment remains extremely uncertain and the success of no deal can be guaranteed.

In a similar vein, Utilecorp, the US utility company, plans to tap the market for \$75m in early November in an offering led by Smith Barney.

Other deals in the market include an issue of 500,000 B shares for Smard, the Norwegian marine electronics firm which was priced last Friday at Nkr110 per share. The proceeds of the deal will be used for international growth of the company. In addition, Bundesländer, the large Austrian insurance firm will price its \$72m offering this week.

An offer of 5m shares in Fotex, the Hungarian film development company is expected to be closed this week after meeting so much domestic demand that the tranche of 2.5m registered shares earmarked for international investors is unlikely to be sold.

The increase in the price of oil has breached new life into the market for oil instruments and given companies an opportunity to liquidity their oil investments after a period of poor market conditions for natural resources firms.

Four US oil companies are anticipating issuing equity into

the international market in early November, all of which will base their offerings in the US market with a tranche to be launched internationally. The companies which include Argent Energy, Cross Timber Oil, Input-Output and Odeco, will tap the market for a total of \$300m.

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**INTERNATIONAL EQUITY ISSUES**

fund to international markets. For this reason, companies coming to market must offer selective allocation of

## Warrants' liquidity frustrations come to the boil

Deborah Hargreaves examines investors' problems with hedging instruments in today's volatile markets

**H**ARDLY a day seems to go by in present volatile equity markets without a substantial issue of equity or index warrants vying for the attention of the City's international fund managers.

In a bear market, warrants offer some protection to investors looking to defend their portfolios from erosion and for this reason, some institutions have shown healthy demand for the stream of paper emerging from investment banks. On the back of this demand, many brokerage houses and investment banks have muscled into a sector which still offers the chance of making some money as profit margins come under assault in other sectors of their business.

Japanese equity warrants have proved a big money-spinner for Tokyo's brokerage houses in the past and are meeting healthy demand again now that the market has reopened after a four-month hiatus earlier this year.

At the same time, the past year has seen the European warrants business bloom almost overnight into a more sophisticated marketplace. Some estimates now put the size of the European market at

\$20bn in outstanding premiums on individual stock warrants and \$7bn on index warrants.

The trend appears to be moving towards a sale of warrants on the FTSE 100 index, the German DAX index and the French CAC 40 index, all of which give the international investor exposure to the European market.

Stock index and covered stock warrants are long-term options to buy or sell a particular stock or index at a certain price and on a specific date. Since they are traded over-the-counter in the US, could compete with warrants in a couple of years.

However, few participants in the over-the-counter warrants market look that far ahead. Many brokers have piled into a market where they have been able to charge a substantial margin for issues by relying on investors' ignorance of the intricacies of pricing this sort of instrument.

In addition, warrants are attractive to investors who want exposure to a particular market for the next two to three years and do not want to put up margin at a stock exchange. Exchange-traded options, which are similar instruments, usually have a life of nine months at the longest and are traded in a much more visible marketplace.

In the US, where regulation is tougher and public options markets are better developed,

warrants have not achieved the overwhelming popularity they have found in Europe and Japan. Exchanges such as the American Stock Exchange which have started to trade issues of index warrants have

they are able to sell only at a substantial discount.

For instance, some investors have been disillusioned by buying put warrants - conforming to an option to sell - on the Tokyo Stock Exchange's Topix

Unilink plans to launch up to 100,000 covered warrants exercisable into Danisco shares, the first issue of warrants on Danish shares to be listed. Danisco's main business is sugar production. The first warrants will be issued on November 5. The warrants can be exercised from April 21, 1992 to May 5, 1992 at a strike price of Dkr350.

seen a steady growth in warrant business, but long-dated options, currently under development at the US, could compete with warrants in a couple of years.

However, few participants in the over-the-counter warrants market look that far ahead. Many brokers have piled into a market where they have been able to charge a substantial margin for issues by relying on investors' ignorance of the intricacies of pricing this sort of instrument.

Large houses such as Salomon Brothers and Bankers Trust have been heavy issuers of index warrants and are committed to providing a liquid secondary market in them. But some other houses are not at all concerned.

For many warrant issues, the market has proved illiquid and wildly volatile with large bid-offer spreads. Since they

are geared instruments, warrants are expected to post a large fall in value when the underlying market is in decline, but because of the sparse volume in parts of the warrant market, some investors are stuck with illiquid issues they find hard to sell.

This is evident in the discount to net asset value at which many Japanese warrant funds have been trading. These funds are aimed at giving the private investor a play on the Japanese market that would not otherwise be available.

But many funds are now trading at a 40 to 50 per cent discount to net asset value and have seen their trading level drop by around 45 per cent in the past six months although the Japanese market has declined by 27 per cent over the same period. The closed nature of many of these funds means an individual investor is unable to sell out of what is currently a loss-making investment.

For investors, particularly retail clients, who buy warrants, it can be frustrating to see the value of the investment fall so swiftly and then be unable to sell out. "What's the point in having a three-year

warrant that reflects your view today when you can't cash it in in a couple of months and you're stuck into the risk?" comments Mr Trevor Fullen, director at Prudential Portfolio Managers.

Other institutional investors reflect his view and say they would steer away from the warrants market until they are assured of its liquidity.

Barclays de Zoete Wedd is understood to be putting together a big issue of European index warrants with a view to providing a liquid secondary market and some discipline to trading the instruments, but there is little indication of when this may come to fruition.

"Nothing obliges a house to make a secondary market in these warrants except for liquidity," says Mr Simon Gottschalk, head of warrants trading at Citibank which recently issued 100m warrants on the CAC 40 index. "It is certainly worrying that so many people come to the market, but investors should try and be canny and look at prices to determine who offers the best price and service."

### EBRD appoints Dutch banker as general secretary

By Tracy Corrigan

**EKBOROUGH FINANS**, the Norwegian export financing agency, took advantage of swap opportunities at the short end of the Euroyen bond market to launch a Y30m two-year deal.

Even though a handful of recent short-dated deals have started to narrow the swap window, the issue still provided Eksportfinans with funding at about 25 basis points below the dollar London interbank offered rate, an attractive

rate, largely advisory and administrative, involves liaison between the board and the institution.

Mr Le Blanc, deputy chairman of F. van Lanschot Bankiers, Holland's oldest private bank, was to become chairman in July 1991. Prior to joining van Lanschot, he served in the Dutch government for 10 years, latterly as director general of the budget.

The role, largely advisory and administrative, involves liaison between the board and the institution.

Mr Le Blanc, deputy chairman of F. van Lanschot Bankiers, Holland's oldest private bank, was to become chairman in July 1991. Prior to joining van Lanschot, he served in the Dutch government for 10 years, latterly as director general of the budget.

Eksportfinans has the advantage of being able to move its funding target, depending on the level at which it plans to lend or invest the proceeds of a

given issue, a Treasury official explained.

Currently, the target tends to range between 20 to 30 basis points.

The official added that Eksportfinans has no refinancing requirement for the rest of this year, and any further borrowing will depend on the level of demand for Eksportfinans funds.

The bonds are structured with a short first coupon to attract Far Eastern investors,

who cannot buy the bonds for 90 days, as well as European investors.

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## UK COMPANY NEWS

City scepticism about how much raid will achieve • Westminster concern about rapid collapse • Nadir protests his innocence

**SFO under pressure to vindicate its actions**

By David Barchard

THE RAID by the Serious Fraud Office on the Berkeley headquarters of Polly Peck International yesterday is generally assumed to have been aimed at uncovering evidence of a possible share support operation from within the SFO.

If evidence, leading to a successful prosecution of those involved, is not discovered, there are bound to be some sharp questions about the role of the SFO in the Polly Peck affair.

The SFO, a statutory prosecuting authority set up three years ago to investigate complex frauds involving sums of more than £1m, has played a crucial part in the catastrophic series of events at the company in the last two months. It may feel under growing pressure to produce results.

Early this month, Mr Günes Taner, Turkey's Minister for the Economy, warned that there would be grave consequences if the SFO failed to substantiate its charges.

Reports of alleged share price rigging through companies linked to Mr Asil Nadir, Polly Peck's chairman, or members of his family have been circulating since the early summer when they were published in several newspapers.

Yesterday's investigations, in which quantities of documents were removed from the group, appear to be the latest effort by the SFO to nail down

definite evidence, but they have also brought the spotlight back on the SFO.

Confirmation that the SFO was investigating Polly Peck's affairs erupted in spectacular fashion on September 19, when officers of the Metropolitan police raided South Audley Management, a company used by Mr Nadir to pay for property dealings and other transactions, and interviewed Mr Nadir the following day.

Though SFO investigations

are supposed to remain secret, news of the raid dribbled out. Telephone inquiries to the SFO's headquarters in Elm Street, London, near Gray's Inn Road, elicited confirmation of the raid, although an official statement did not emerge for some time.

In the meantime, Polly

Peck's shares collapsed and were suspended.

This in turn was followed by

a crisis of confidence among

the 60-odd banks with exposure

to the group, which culminated in

Polly Peck being placed in

administration.

Yesterday's raid looks even

older in the light of claims by

Mr Nadir that SFO accountants

have been at work in the

group's headquarters for three

weeks with the co-operation of

the company. Yesterday the

SFO would neither confirm or

deny this.

In the City yesterday, there

was keen interest in the

investigations into Polly Peck, but

it is a matter of confidence.

The role of banks and of the standards in the accountancy profession

are all matters of concern which have to be investigated properly.

Another Tory MP asked: "How can you have a situation in which a company, in a matter of months, is built up by report after report and by analysts to be worth billions and then suddenly crashes? If it is a matter of restoring confidence, particularly in the government's drive for popular capitalism."

There are some doubting voices, however. Sir Giles Shaw, a former Conservative trade minister, thought a DTI inquiry unnecessary. "There are a large number of companies going bust and I suspect the trading circumstances had more to do with it than problems with its auditors".

Members of the trade and industry

select committee are unlikely for



Lydia van der Meij

Police entering Polly Peck's offices yesterday with a filing cabinet ready to remove the files

**Nadir again asks court for details of Fraud Office probe**

By Raymond Hughes

MR ASIL Nadir will make another attempt in the High Court tomorrow to force the Serious Fraud Office to tell him the basis for its investigation into his affairs.

Lord Irvine, QC, for Mr Nadir, will challenge a judge's refusal three weeks ago to allow Mr Nadir to apply for an order directing Mrs Barbara Mills, QC, the SFO director, to give him details of the investigation.

Mr Nadir wants a judicial review of what he claims is the SFO's "unfair" refusal to tell him what transactions gave rise to the probe.

His application was rejected on October 12, when Mr Justice Steyn said it would be "unworkable to impose a general duty on the director of the SFO to supply particulars if the person investigated asks for such information".

Good administration would be hindered, not promoted, if the disclosure order sought by Mr Nadir were made. The new application will be heard by Lord Justice Taylor.

**Nadir statement promises full co-operation**

This is the full text of the statement issued yesterday by Mr Asil Nadir:

"This morning, the Serious Fraud Office in attendance with the Metropolitan Police, entered the London premises of Polly Peck International, of which I am chairman, chief executive and in which I have a principal interest.

"I have always been my position that I wish to co-operate fully with any proper and rightful investigations of the SFO or indeed any other regulatory body.

"At the time of the Stock Exchange's inquiry into events surrounding my husband's shares of Polly Peck which were not already in our control, I instructed my lawyers and other professional advisers to afford complete co-operation to the Stock Exchange.

"When I subsequently learned that the Stock Exchange had passed its papers to the SFO, I instructed my lawyers to contact both the office and the Department of Trade and Industry. They again told both bodies that the fullest co-operation would be given.

"Apparently, without notifying the Stock Exchange and for reasons which the SFO chose to make known to me or my lawyers, a warrant was issued to search the premises of South Audley Management on September 12.

"I and my advisers are not aware that the SFO approached the Stock Exchange prior to taking action which they must have known was price-sensitive and which I believe, in part, created a false market in the shares of Polly Peck. However, the SFO did issue a press release notifying the media of their action.

"South Audley Management is a private company owned by a trust and is responsible for providing management services to such interests as I, my family, and family trusts, have in this country. For instance, it manages property such as Burley-on-the-Hill in Leicestershire.

"Additionally, it and other companies serviced listed newspaper and publishing interests in this country and assisted with similar operations abroad.

"On the same day that the warrant was executed at South Audley Management, my lawyers were contacted by the SFO who asked that I should attend for interview. Although dates in the following week were suggested by the SFO, I instructed my lawyers to confirm that I wished to attend at the very earliest opportunity.

"I duly did so on September 20, a date which as I transcribed was highly inconvenient because speculative rumours (including the announcement of my death) and the release of information to the media, caused the share price to fall dramatically until the shares were suspended at Polly Peck's request.

"Although there were obviously heavy demands upon my attention, this did not affect my willingness to attend the SFO voluntarily to assist.

"At the interview with the SFO I answered as best I could, in difficult circumstances, the broad and generalised questions put to me. After the interview, neither I nor my lawyers were any wiser about the actual transactions or series of transactions which must then have concerned the SFO.

"After the fall in the share price, the SFO asked Polly Peck whether the company would allow their instructed accountants facilities to inspect the company's London office. Of course, that request was acceded to readily.

"For about three weeks, these accountants have been working in the company's offices, inspecting documents, and their questions were being answered.

"Notwithstanding the co-operation that the company and myself have given and continue to wish to give, the SFO – for reasons best known to itself – has chosen to use the Metropolitan Police to enter and search the company's premises in a more spectacular way than the investigations by professional accountants could achieve.

"This is all the more unfortunate because I understand that the joint accountants were indicated to the SFO that they will co-operate fully with any investigations.

"Even before today's events, I and my lawyers have been concerned with various aspects of the SFO's handling of its investigations.

"It is known that I will renew my application to the divisional court for leave for a judicial review. In such circumstances, I am therefore constrained from making further comment in this particular regard.

"I would finally wish to repeat that I have committed no criminal act and in particular I have not been involved with any illegal or unauthorised share dealings and I believe that today's actions by the SFO are symptomatic of a new desperation on the part of that body."

**Growing pressure from MPs for government to set up inquiry**

MR PETER LILLEY, trade and industry secretary, could announce the appointment of a government inquiry to investigate the collapse of Polly Peck International as early as next week, writes Ralph Atkins.

The Department of Trade and Industry is under growing pressure from Conservative as well as Labour MPs to set up an inquiry. Administrators, called in to re-organise Polly Peck, have been asked to report "at the earliest opportunity" and a recommendation for a full inquiry is extremely unlikely to be refused.

Ministers at the DTI are conscious of the widespread concern at the City about the lessons which should be learnt from Polly Peck's

unexpected and rapid collapse – particularly over the scale of bank lending and the role of the accountancy profession.

The DTI will consult with the Serious Fraud Office before making an announcement. Past objections to running two investigations in parallel could be overruled.

Polly Peck has scarcely been mentioned in the Commons' chamber itself but in Westminster's corridors and lobbies, fears about the possible consequences are not hidden.

Mr James Cran, usually regarded as a Conservative loyalist on the Commons' trade and industry committee, said: "It [Polly Peck] all seems to have been built on a pack of financial

cards. It is a matter of confidence."

The role of banks and of the standards in the accountancy profession are all matters of concern which have to be investigated properly.

Another Tory MP asked: "How can you have a situation in which a company, in a matter of months, is built up by report after report and by analysts to be worth billions and then suddenly crashes? If it is a matter of restoring confidence, particularly in the government's drive for popular capitalism."

There are some doubting voices, however. Sir Giles Shaw, a former Conservative trade minister, thought a DTI inquiry unnecessary. "There are a large number of companies going bust and I suspect the trading circumstances had more to do with it than problems with its auditors".

Members of the trade and industry select committee are unlikely for

mainly to investigate Polly Peck's downfall but it could give further ammunition to those on the committee arguing for MPs to launch an inquiry into the City's regulatory regime.

Polly Peck itself, suggested an inquiry under section 442 of the 1985 Companies Act in a letter to Mr John Redwood, corporate affairs minister, in September. Mr Redwood suggested Polly Peck might prefer a broader investigation into its affairs under section 431 of the same act.

The catch was that Polly Peck could have been required to pay the cost of the investigation – possibly in excess of £1m. Polly Peck never replied to that letter.

Rank saves £15m initially with Mecca integration

By Andrew Hill

RANK ORGANISATION, the UK's largest leisure group, expects to save £15m a year now it has completed the integration of Mecca Leisure's businesses, and believes the chunk of the shares in his company he did not already own, and the delay before Polly Peck's shares were suspended. "Mr Lilley should make a decision now," Mr Brown said.

There are some doubting voices, however. Sir Giles Shaw, a former Conservative trade minister, thought a DTI inquiry unnecessary. "There are a large number of companies going bust and I suspect the trading circumstances had more to do with it than problems with its auditors".

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The catch was that Polly Peck could have been required to pay the cost of the investigation – possibly in excess of £1m. Polly Peck never replied to that letter.

In its statement, Rank said its new divisional structure, incorporating Mecca, will come into operation tomorrow, and Rank revealed that on a pro forma basis, net debt for the combined group at the end of 1990 would have been £277m, or 56 per cent of shareholders' funds.

Gearing has now fallen to 45 per cent and is likely to be the same in about a year's time, according to Mr Michael Gifford, Rank's chief executive.

He pointed out that some 70 per cent of the £277m of net debt is faced at rates of interest below 10 per cent for the next four years.

Mr Gifford said yesterday he was puzzled by the 50-point turnaround in the group's share price: "What we clearly said was that Mecca turned out overall exactly as we had expected it would, that the integration had proceeded extremely rapidly and that we would see initial synergy benefits of £14.5m which would continue."

In its statement, Rank said its principal markets continued to be affected by the poor economic climate in the UK and North America, but picked out the Haven holidays business and the bingo operations as strong performers in spite of the difficult conditions.

**DIVIDENDS ANNOUNCED**

Current payment	Date of payment	Corresponding dividend	Total for year	Total last year
Anglo-Park	fin	Nov 30	3	-
Derham (DGI) 5	int	Jan 22	1	2
Jackson Group	int	Nov 30	4	3.2
Lon Straightline	fin	Dec 31	3.55	4.8
Low (Wm)	int	Jan 7	4.4	7.75
Powerscreen Int'l	int	Jan 11	1.45	5.04
Thames Water	int	Jan 11	-	-
Watlington	int	-	0.2	1.2

Dividends shown in pence per share net except where otherwise stated. \*Equivalent after allowing for scrip issue. 10% capital increased by rights and/or acquisition issues. SUSM stock £scrip option.

**BOARD MEETINGS**

Rowe Evans Inv., Shilton, Telford, Shropshire	INTERIM
Finlays Best Brown, Faversham, Kent	INTERIM
Eversheds, London	INTERIM
Forward, London	INTERIM
Perstorp Textile, London	INTERIM
Plastics, BOC, Basingstoke	INTERIM
Rowe Evans Inv., Shilton, Telford, Shropshire	INTERIM

**LEGAL NOTICES**

**IN THE MATTER OF ROCKWOOD PLANT SERVICES LIMITED (IN ADMINISTRATION AND)**

**DE BEERS CONSOLIDATED MINES LIMITED (DE BEERS) (Registration No. 11/00007/00)**

**EAST RAND GOLD AND URANIUM COMPANY LIMITED (ERGO) (Registration No. 71/07001/00)**

## UK COMPANY NEWS

## Cost reductions behind Thames Water's 40% rise

By Andrew Hill

THAMES WATER, largest of the 10 water and sewage businesses in England and Wales privatised a year ago, pushed up pre-tax profits by 40 per cent to £118m in the six months to the end of September.

The group said a large part of the improvement had come from cost reductions in the core utility business.

Thames declared an interim dividend of 3p a share and repeated its pledge to increase dividends above the rate of inflation.

However, Mr David Luffrane, the group's finance director, said shareholders could not assume the full-year dividend would be three times the interim payout.

The profits compared with £84m in the first half of last year, before privatisation, or £87m assuming the new capital structure had been in place at the beginning of April 1990. Turnover rose from £287m to £437m and earnings per share increased from a pro forma

20.6p to 27.3p. The results were slightly ahead of City forecasts, and the shares slipped only 3p to 237p in a falling market. But analysts warned against drawing any firm conclusions from the interim results.

Mr Lufra said: "The results of URS Phillips & Drew pointed out that performance could only be assessed against the original obligations of the company under the new regulatory regime, which have not been published."

Operating profits were held back slightly by a small loss on non-core activities, including a nine-month contribution from PWT Worldwide, the water treatment business which Thames bought from Patarei, the paper-making group, immediately after privatisation.

Mr Roy Watts, Thames' chairman, said PWT had been restructured since the acquisition and was expected to turn into profit next year. He added that Thames had looked at Caird, the waste

management group which was the subject of an ill-fated bid from Severn Trent, a fellow water company, but his advisers counselled against launching a takeover.

Severn had its bid lease last week after taking flight at the company's defence document. Mr Watts said the embarrassing withdrawal was not good for public perception of the privatised industry.

Thames is the first of the 10 water companies to announce its interim results. The other nine will publish their figures at the end of next month or beginning of December.

The group said it was still in negotiation with BAA, the former British Airports Authority, about the sale of land necessary to construct a fifth terminal at London Heathrow airport. A deal could be announced within two months. BAA is likely to pay for the building of a new sewage treatment plant for Thames, to replace the existing works on

the site.

## Powerscreen rises 12% to £9m and confident on second half

By Clare Pearson

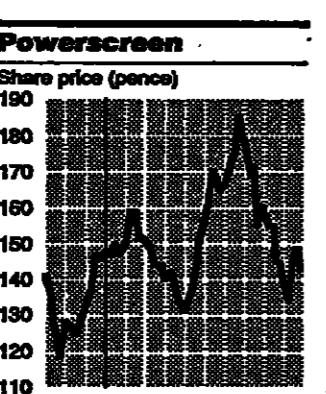
POWERSCREEN International, which makes and markets screening and crushing equipment, increased pre-tax profits by 12 per cent from £8.05m to £9.01m in the half-year to end-September. Sales came to £24.2m, a 10.1 per cent advance on the previous £21.5m.

Mr John Craig, chairman of the Northern Ireland-based company, said the board was confident of a successful second six months. He said that overall demand was strong.

The interim is lifted by 10.3 per cent to 1.6p.

Earnings per share in the first half slipped to 9p (9.2p). This was after a rise in the tax charge from 18.5 to 23 per cent. The company said it also reflected the August acquisition of Gixer, the Alabama-based waste disposal equipment company, where the £9.2m consideration was satisfied by a vendor placing.

In the US, the company's north-eastern US operations were experiencing poor demand in line with the economy in those regions. But mid-



it remained keen to take advantage of suitable acquisition opportunities.

### • COMMENT

With so many tales of woe emerging from other companies, the story from Powerscreen looks particularly cheerful. Aside from the fact that its mobile plant equipment has environmentally-sensitive applications, it adapts itself to a broad spread of industries ranging from mining, quarrying and construction to sewage disposal. There is some concern about demand in parts of the US at the moment, but Europe keeps going from strength to strength. Powerscreen was, for instance, fortunate enough to build up operations in West Germany ahead of reunification and its attendant expected boost to stone crushing activity. Pre-tax profits this year should rise from £14.5m to about £16.5m; this puts the share on a prospective p/e of about 9, which looks a bit less than they deserve.

Europe continued the fastest growing market with demand spread across all west European countries. Europe increased as a proportion of sales from 20 to 26 per cent in the half-year.

## Acquisitions help boost Henry Barrett 23% to £12.5m

By Andrew Bolger

HENRY BARRETT Group, the Bradford-based steel and industrial products company, yesterday reported a 23 per cent increase in pre-tax profits to £12.5m in the year to August 31.

Turnover rose by 44 per cent to £139.6m but earnings per share fell 5 per cent to 9.98p, diluted by the issuing of new shares to fund acquisitions. The final dividend of 3.65p makes a total for the year of 5.65p, an increase of 11 per cent.

Of the 44 per cent increase in turnover, 36 per cent was organic growth and the remainder came from acquisitions.

Henry Barrett said that during the second half of the year, the group had experienced bad debts in excess of £2.15m, the majority of which were in the design and build activities of the steel buildings division. This cost had been largely offset by £2m of credit insurance cover.

The group said that in spite of investing over £20m on acquisitions and fixed assets, of which £9.4m was raised through issues of shares, group gearing was only 31.2 per cent.

Mr Guy Barrett, chairman,

We are pleased to announce that

**Roger C. H. Luscombe**

has joined our firm as a

Managing Director

**Dillon, Read Limited**

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## Bankers detailed talks with Brent Walker under way

By Maggie Urry

Friends Provident has sold 650,000 shares in Brent Walker, the highly-gearled leisure company. But the investment management group still has 1,648,000 Brent Walker shares, representing 3.29 per cent of the equity.

Friends Provident had a 4.5 per cent stake in Polly Peck International, the fruit, electronics and leisure group which went into administration last week.

Stock market observers noted that a large institutional seller had pushed the Brent Walker share price down sharply last Friday. That morning it fell from 22p to touch 19p before bouncing back.

Brent Walker's shares fell 4p to 51p yesterday, as investors digested the document covering its £103.3m convertible bond issue posted to shareholders on Monday.

He said Brent Walker had agreed to sell a third of the land at the Elstree film studios in Hertfordshire to Tesco, the food retailer, for £19.5m and he believed that planning consent obtained to build offices, a do-it-yourself store and a hotel would mean the rest of the spare land at Elstree would be worth £23m next year. Further, he said, he expected to at least recoup £15.5m spent on making "Rock-a-Doodle", a cartoon about chickens, which would go on release next Easter.

This would bring the total raised from selling these assets to a few million pounds short of £50m, he said.

Brokers said yesterday that when the Brent Walker bond

starts trading its price is likely to be quoted as low as half the par issue price.

One said "no shareholder in his right mind will vote against the bond issue at the extraordinary general meeting." The meeting is to be held on November 15.

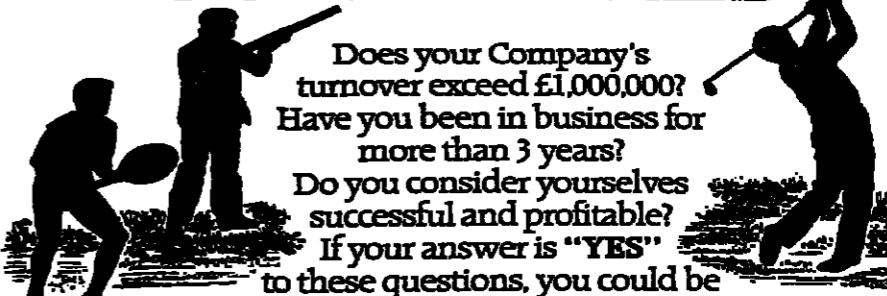
If shareholders did vote against the bond issue, he said, they would be turning down cash raised on terms set in September which could not now be repeated.

Mr Walker said yesterday that he hoped soon to sell further film and television assets. On Monday the sale of Goldcrest for \$33m (£17m) was announced. He said negotiations were in progress to sell the cable business to a US group for £2m and the post production activity for £5m.

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Membership will be granted at the discretion of Arrows Ltd.

## A STRONG FIRST HALF

Interim Results for the period ended 30 September 1990

Profit before tax increased 39% to £113m.

Pro forma profit before tax increased by 29%

Turnover increased 44% to £427m, including PWT Worldwide Ltd.

Interim dividend per share 6.0p

Thames investing £1m per day

Extract from the Interim Announcement

"It has been an eventful half year. We have coped professionally with the dreary weather since 1976, with minimal interruptions to supply. We have made significant progress on our increased capital programme, opened our new Engineering Centre in Reading and re-structured and re-directed PWT Worldwide Ltd. We have formulated and gained much support for two environmentally-sensitive plans for property development at Barn Elms and in Islington. We have taken a major new initiative to align our employee policies with best practice in the private sector."

Thames Water's capital expenditure programme is now averaging £1 million per day and is planned to do so for the next 10 years. As a result, good progress is being made towards attaining higher sewage effluent and drinking water standards.

The company's income stream is of high quality and we can look to the future with confidence".

Roger C. H. Luscombe

Roy Watts  
Chairman



Thames Water Plc, 14 Cavendish Place, London W1M 9DJ

Shareholder Information  
Shareholders with enquiries about shareholdings, may contact the Shareholder Enquiry Unit on 0345 414140. When you telephone the number, you pay only the cost of a local call from wherever you ring in the UK.



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CONTACT

Gregory Barker  
London Office  
Tel: 071 860 1114  
Fax: 071 860 1119

Martin Hanrahan  
Sydney Office  
Tel: 02 221 1066  
Fax: 02 233 2736

JF PACIFIC WARRANT COMPANY S.A.  
Société Anonyme  
Registered Office: 2, boulevard Royal, Luxembourg  
R.C. Luxembourg B 24492

Notice is hereby given to the shareholders that the 4th

ANNUAL GENERAL MEETING

of shareholders of JF PACIFIC WARRANT COMPANY S.A. will be held at the offices of Banque Internationale à Luxembourg, 69, route d'Esch, L-1470 Luxembourg, on Friday, 16th November 1990 at 3.00 p.m. with the following agenda:

1. Submission and approval of the Reports of the Board of Directors and of the Auditors.
2. a) Approval of the Statement of Net Assets as at 30th June 1990 and of the Statement of Operations for the year then ended; b) Appropriation of the Net Profits.
3. Discharge of the Directors and of the Auditors.
4. Action on nomination of the Directors and the Auditors.
5. Miscellaneous.

The shareholders are advised that no quorum is required for the items on the agenda of the Annual General Meeting and that decisions will be taken at a simple majority of the shareholders present or represented at the meeting.

In order to attend the meeting of 16th November 1990 the owners of bearer shares must deposit their shares five clear days before the meeting at the registered office of the Company at Banque Internationale à Luxembourg, Société Anonyme, 2, boulevard Royal, L-2953 Luxembourg.

THE BOARD OF DIRECTORS

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Gruppo Ferruzzi

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Milan Court, Companies Registry Nr. 355 - Vol. 10 - Section 84

1990 HALF-YEARLY REPORT

Notice is hereby given that copies of 1990 half-yearly report of Montedison S.p.A. are available, upon request, at the offices of its UK subsidiary, Montedison (U.K.) Limited, 111, Upper Richmond Road, Putney - London, as well as at the London Office of Morgan Guaranty Trust Company of New York, Morgan House, 1 Angel Court, att. Mr. David White - Securities Service Dept.

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GROUP FINANCIAL RESULTS  
(UNAUDITED IAS)

ENSO-GUTZEIT OY

FIM million	1.1-31.8 1990	1.1-31.8 1989	1.1-31.12 1988
Net sales	6,936	6,841	10,780
Profit before taxes, minority interests and extraordinary items	381	731	950
Taxes on income	(87)	(53)	(57)
Minority interests	(12)	(11)	(21)
Profit before extraordinary items	282	667	872
Extraordinary items	431	0	0
Profit	713	667	872
Earnings per share, FIM	1.97	4.91	6.31

Copies of the full text of the Interim Review are available in the UK on request from:  
Kansallis-Osake-Pankki, Corporate Finance,  
Kansallis House, 80 Bishopsgate, London EC2N 4AU.

## UK COMPANY NEWS

### Delays could mean time for independence fight

Andrew Bolger on the implications of Davy Corporation's latest contract being nine months overdue

**D**AVY CORPORATION'S involvement in a legal wrangle over yet another large, late-running contract came as unwelcome news to shareholders in Britain's largest independent engineering contractor.

Davy's shares yesterday closed at a new low for the year of 87p as the City considered the implications of the latest dispute which is over work for Exxon, the US oil company, at Britain's largest oil refinery at Fawley, near Southampton.

At that level, Davy is valued at £103.1m - less than half the £277m which the company was worth as recently as June 4. Analysts said the sudden collapse in the share price had threatened the independence of the British group, which had been believolved by disastrous contracts in recent years.

Esso, which is Exxon's British subsidiary, has terminated Davy's contract to construct a residence at Fawley, a device which turns by-products of the refining process into gasoline and feedstock for the chemicals industry.

A weekend meeting in New York between senior executives from both groups failed to resolve the dispute and both sides are filing claims concerning the contract, which is running about nine months late.

Davy has blamed Esso's agreement with the trade unions at Fawley for denying it the flexibility to ease of access it needed to complete the work on time. However, Mr Ted New, a Southampton engineer at the Transport and General Workers Union, denied that the union agreement had put obstacles in Davy's way.

Mr New, the chief negotiator for all the engineering unions at the site, said Davy had been offered a choice of agreements



The delayed Ocean Emerald rig (left) sits in Davy's Offshore Dundee yard, ready to be floated out for stability tests

when it had started work on the contract in 1987. The company had chosen to work under the Fawley agreement, as had most other contractors.

Mr New said none of the other contractors who had worked under the agreement, such as Wherry and Costain, the construction companies, had found it difficult to complete on time. Davy had monthly meetings with the unions but never raised any concerns about the constraints placed upon it by the agreement.

Union officials at the site said the residence was still well short of coming on-stream. One said: "It is one of the most incomplete projects I have seen."

Shares in Davy started to plunge in late June, after the company revealed losses of

£25.8m in its offshore division.

The main factor was provisions against losses on a £100m contract to provide a floating production platform for the Emerald oil field, east of Shetland.

Davy has filed claims totalling about £80m against its client, Midland and Scottish Resources, the USM-listed oil and production services group.

The engineering group said changes in the scope and timing of the work in Dundee had driven up costs and caused delays. MSR has counter-claimed for £25m and may submit a further claim for late delivery of the rig. It was due to be ready by August, but is now not likely to produce oil before the spring.

Mr Martyn Deane, chairman of MSR, has dismissed Davy's claims as "nonsense", on the grounds that the contract

was signed in December 1988, on a lump-sum, turnkey basis - under which a contractor undertakes to complete the job specifically for a fixed price.

Mr Derek Hawkins, Davy's finance director, said he could not comment on either contract.

Industry sources said Davy saw the Emerald contract as giving the group a route back into the offshore oil industry, from which it had retreated in the mid-eighties after the collapse in oil prices.

Davy formed a joint venture company with Gotaverken Arendal (GVA), the Swedish state-owned offshore technology company, which drew up a preliminary specification for the rig conversion in Dundee. However, GVA later pulled out and Davy was left with sole responsibility for completing the project.

Wellcome is negotiating to sell its loss-making human vaccines business to Medeva, the only other UK vaccine manufacturer, writes Clive Cookson.

Medeva plans to transfer Wellcome's vaccine production from Beckenham, Kent, to the vaccine plant run by its Evans Healthcare subsidiary at Speke near Liverpool.

Although Medeva will expand the Speke plant and

will offer jobs to some Wellcome staff, there are still likely to be redundancies among the 250 people making and developing vaccines in Beckenham.

The two companies have not disclosed the price being discussed for the deal, but it is likely to be close to the £15.5m which Medeva is to receive from last week's sale of its over-the-counter drugs business to Boots.

what has proved to be a more complicated and expensive contract was envisaged.

There have been extensive management changes at the yard. In March, Mr David Soley, chief executive of Davy's offshore division, left the group.

Davy's Dundee difficulties might not have received such a frosty reception had it not been for City memories of a disastrous desulphurisation plant contract in West Germany, which slashed profits in 1988.

When Davy announced a provision of £1.25m for losses on the £120m contract in the 1988 results, it also revealed that it had made an unidentified provision of more than £7m on the same £120m contract in the previous year. One analyst said: "Davy has never been given by many people in the City for failing to identify the source of such a significant loss."

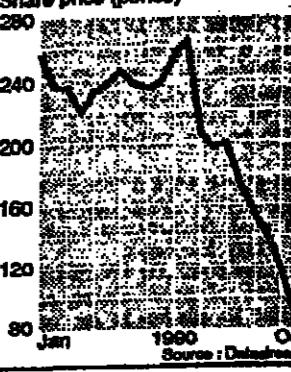
Davy countered that occasional provisions were an inevitable part of working on large-scale projects, but the group's continuing propensity to threaten its low profit margins with individual contracts which go wrong has revived questions about whether it is big enough to survive in a world market which is dominated by giants such as Bechtel of the US and Sumitomo of Japan.

One immediate source of pressure on Davy may be Spie-Batignolles, the French construction concern, which took a 14.7 per cent stake in the British group in March in exchange for Cledim, the French group's subsidiary which designs and builds production plant for steel and other metal industries.

The difficulties at Fawley could not come at a worse time, with the Dundee losses already having convinced some analysts that the British group was vulnerable to takeover. Its interim results on November 21 will be keenly awaited. If Davy does give the City any more unpleasant surprises, it is likely to be the last time it will do so as an independent company.

#### Davy Corporation

Share price (pence)



Source: Datamonitor

without Davy's consent before the end of 1988. However, "the obvious solution to Davy's problem would be for the French to make an agreed takeover," an analyst said.

The French stake, which was seen by both sides as the start of a strategic alliance, is certainly likely to deter potential predators. But it is also likely that Sir Alfred Frame, Davy's chairman since January, is likely to fight to preserve the British group's independence.

Sir Alfred comes with a formidable management track record after spending 22 years at R.T.Z. Corporation, the world's biggest mining group, the last five as chairman. He replaced Lord Jellicoe, a former government minister and leader of the House of Lords. Lord Jellicoe's main contribution to the group was seen to be in his government contacts and lobbying skills.

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## BUSINESS

### BUSINESS

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Next payment date:

January 30, 1991

Coupon nr: 7

Amount:

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denomination of FRF 20,000

FRF 2,581,11 for the

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The Principal Paying Agent

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#### Senior Subordinated Floating Rate Debentures Due 2004

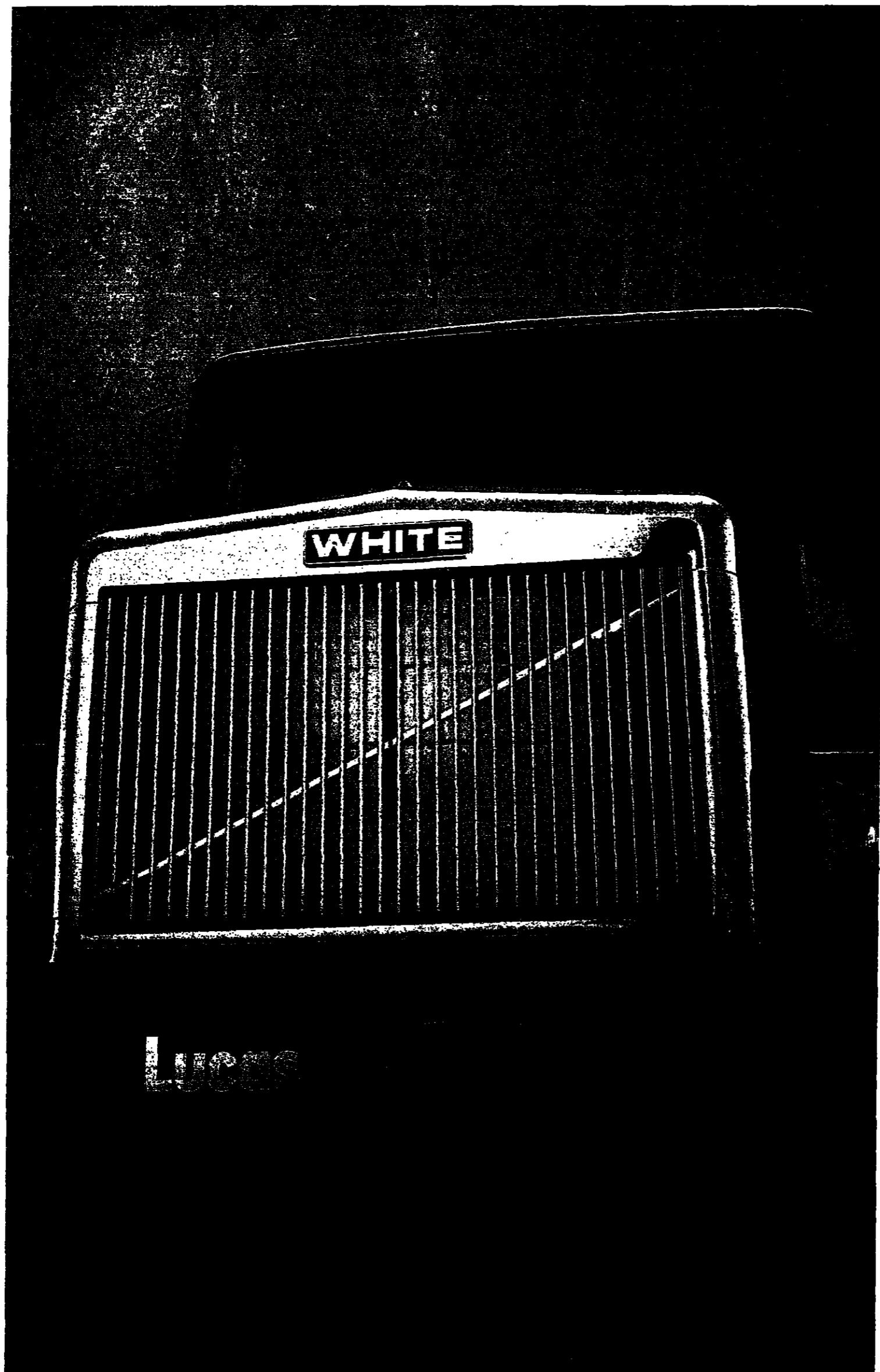
NOTICE IS HEREBY GIVEN that

NATIONAL WESTMINSTER BANK USA is no longer Trustee, paying agent and transfer agent for the above-captioned notes.

THE CONNECTICUT NATIONAL BANK, 777 Main Street, Hartford, Connecticut 06116, is the Successor Trustee and has assumed the trustee, agent, obligations, duties, remedies, immunities and privileges as Trustee under the indenture dated as of November 1, 1988, between Continental Cablevision, Inc. and National Westminster Bank USA (the "indenture") for the above-captioned securities. SHAWMUT TRUST COMPANY, 40 Broad Street, New York, New York 10006 has been appointed as the paying agent in the Borough of Manhattan, The City of New



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## LONDON STOCK EXCHANGE

## Gloomy business survey hits equities

A GLOOMY survey of British business opinion put UK share prices back on the downward slope yesterday, driving the market down to within 45 FT-SE points of the 1990 low recorded at the end of last month. Continued uncertainties in the Gulf reflected in higher crude oil prices also disengaged equities and there was little resilience in London to the easing in US credit policy by the Federal Reserve Board.

The FT-SE fell 28.2 to 2,083.9, the lowest of the day, with earlier falls extended as Wall Street opened the new session with a loss of 18 Dow points in London trading hours.

Trading volumes increased somewhat and traders identified some substantial lines of stock on offer in leading UK companies. Once again the

institutions appeared unwilling to commit in the marketplace.

A new wave of profits downgrades by analysts hit the financial and electric sectors, both of which had already been downgraded some months ago when the City caught the first firm hints of the economic slowdown in British industry. In the case of the banks, the downgrades coincided with similar reratings of the German banking sector by London analysts, as well as the deepening

clouds overhanging the entire US banking sector.

Traders were disengaged to react sharply to broker downgrades and recession warnings, both factors which have been hanging over London for some months. The UK banking sector, at risk to problem loans to both the UK property and manufacturing sector, reacted sharply to the latest assault, led by analysts at Barclays de Zoete Wedd, the UK investment bank.

Equities opened nervously yesterday, with traders and fund managers aware that the impending quarterly business survey from the Confederation of British Industry boded ill for the immediate investment outlook. However, the CBI's disclosure that UK business confidence was at its lowest for the

past decade sent share prices down further, extending the initial loss on the Footsie to 23 points.

A cautious attempt at a rally was stemmed when Wall Street turned sour in early deals, and for the final hour of trading London was at the mercy of a weakening New York market.

UK traders were depressed to see Wall Street make little response to the monetary easing by the Federal Reserve to optimise views on the US economy from the Bush administration.

Shares increased to 360 points, but remained unimpressive. Monday's total of only 3000 shares after allowing for a single 500-share deal in Barbican Holdings, was exceptionally low. Stock Exchange data on recent customer business confirms that

investment business in equities has dropped back to the £250m to £265m daily range, which is considered insufficient enough to support the existing list of marketmakers in London.

Equity strategists remain fairly optimistic, but the market keeps reacting bearishly," commented one senior trader at a UK securities house, which found its trading book yesterday tilted towards the buy side. While many strategists believe that the market could slide below Footsie 2,000, and even down to 1,800, they continue to believe that buying stock below 2,100, the current level, is a buy.

It is over to what extent the UK market has already discounted an economic recession, with the Gulf situation acting as the unpredictable factor in the equation.

## Sharp reaction by banks

THE BANKING sector came under pressure after Barclays de Zoete Wedd reduced its profits forecasts for Barclays and NatWest, and said it may trim its dividend and earnings estimate for Midland and its profits projection for Lloyds.

The securities house said that, contrary to market expectations, Barclays would make provisions this year and next against bad UK debts. As a result, BZW cut its 1990 forecast to £1.05bn from £1.275bn and the 1991 figure to £1.145bn from £1.45bn.

NatWest, BZW said, would be forced to make provisions against US and UK debts, and its profits prediction for this year was lowered to £270m from £285m and for 1991 to £252m from £262m.

Barclays weakened 15 to 230p, NatWest was off 12 at 233p, Lloyds closed 7 down at 250p and Midland declined 10 to 177p.

## Reuters falls

Reuters fell steadily in heavy dealing as the market reacted to a promised statement on trading. The company said early in the session that it would issue a statement on or before December 4, when a meeting with analysts would be held in New York. Some close to the company said the meeting would be "sooner rather than later".

Reuters management had a presentation at the London offices of Nomura on Monday, but the company would not comment on whether further such meetings were due this week. Sentiment in the stock was also undermined by talk that Reuters shares controlled by Mr Rupert Murdoch, the Australian media entrepreneur, were being sold. Mr Murdoch's debt-laden empire has 4.77 per cent of Reuters, although part of the holding is in trust.

Reuters ended at the day's low of 60p, down a net 52. Turnover was a busy 5.3m.

## BICC down

Cable manufacturer and construction company BICC saw one of the largest percentage falls of the day following a sharp cut in profit estimates.

The shares fell 25 to 336p on a turnover of 1.5m as brokers DBS Phillips & Drew moved

back its forecast for 1990 profits from £215m to £190m and its 1991 figure from £230m to £180m after visiting the company yesterday.

Analyst Mr Nick Measham said: "The Spanish market has hit an air pocket, the US cable industry is undergoing a bout of severe competition and Australia is pretty weak."

Henderson Crosthwaite cuts its 1990 forecast by 27m to £200m and its 1991 figure by 16m to £180m.

Analyst Mr Richard Dyett said: "It now looks unlikely that 1990 profits will reach 1989 levels of £201m. It's not as if there are any specific problems, it's just a general downturn."

## Harrison's weak

Harrison's & Crosfield's shares sustained an above-average loss as a seller experienced difficulty in placing a large line of stock. The market caught a whiff of the business before two individual deals involving 2m and 2.7m shares appeared on the Seaq screen. Traders assumed that the buy and sell sides of the same deal and that the balance of 300,000 shares was still around the market.

The fall in the Alpha-rated stock, a constituent of the FT-SE 100 index, was extended, and at the close ranged to 8 at 128p. Analysts believed an investment fund had realised a capital gain resulting from the stock's recent outperformance against the wider market. Most expressed negative views on the group's prospects after its initial fall. They cited the more difficult conditions in two of the three main areas of business, and also the rising fuel costs. Harrison's is expected to have a total fuel bill of £20m for this year.

## Rank sell-off

Sentiment in Rank Organisation suffered a reverse as a positive statement from the company was followed by talk that the group's second-half performance had been disappointing. The shares rose 4 to 125p after a dispute over its Exxon refinery construction contract. The shares dropped 7 to 87p.

In spite of disbelief over a newspaper story that British Steel was planning to cut its dividend the shares lost 2 to 120p - a significant move for the stock - on 5.3m turnover.

Car component maker GKN slipped 4 to 289p following bad news from the US car market, and Davy Corporation, the British engineering contractor, continued to slide as a result of a dispute over its Exxon refinery construction contract. The shares dropped 7 to 87p.

Powergreen International, maker and marketer of screening and crushing equipment, receded 6 to 143p after announcing a small rise in interim profits and acknowledging the difficult trading climate. Siebe, the UK engineering group, lost its recent bounce and retreated 6 to 253p on the back of recent profit forecasts.

An early short position in Scottish & Newcastle persisted long enough for the shares to show a gain of 5 at one point.

They closed at 354p, up 2 on the day.

Civil engineering and construction concern Jackson Group announced interim profits of £1m, down slightly from last year. The dividend was left unchanged, but the company warned that reduced trading margins and increased labour charges would depress the group's second-half performance. The shares ended 10 down at 88p but well above the day's low of 73p.

Marine Docks and Harbour fell 15 to 163p. On Monday, Peel Holdings announced its

that a broker close to the company had cut its profit forecast.

Urgent weakened 12 to 278p after House Govett issued a sell recommendation. House expected no earnings growth this year and believed any restructuring of the business which included asset sales "would be difficult in this market".

William Low fell 23 to 331p after unexpectedly announcing a 297.9m rights issue.

Smaller-priced stocks fell the

intention to dispose of its 10.8 per cent stake (5.5m shares) in the company.

Rechen Environmental Services capitalised on a "look to buy" recommendation from Kleinwort Benson. The latter's chemical team of Mr Tony Cox and Mr Jeremy Chantry expects lower interim profits when the company reports on November 6, but believes a strong second-half performance will boost the full year result to 211m, compared with 23.5m last year.

For 1991/92 the forecast is even higher, at 244m. The Kleinwort team said: "The shares have come back a long way and do not look expensive based on the 1992 numbers." Rechen closed 7 higher at 46.5p.

In spite of disbelief over a newspaper story that British Steel was planning to cut its dividend the shares lost 2 to 120p - a significant move for the stock - on 5.3m turnover.

The shares had been strong in the morning session after the company said that the division incorporating the Mecca businesses, bought over the summer, would be fully operational on November 1. "The state of the Mecca business was as anticipated," said Rank, adding that synergy benefits would be worth £14.5m a year initially.

Base 26 to 1018p as analysts pointed out that the stock had reached an all-time high against the FT All-Share Index.

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## AMERICA

## Programme trades and oil price retreat boost Dow

## Wall Street

A LATE burst of futures-related programme trading yesterday afternoon and a downturn in crude oil prices helped US stock prices recover after being driven down by selling, writes Karen Zagor in New York.

The Dow Jones Industrial Average of 30 blue chip issues was finally 17.82 ahead on the day at 2,448.62, after showing a decline of more than 20 points at mid-day. New York SE volume came to a moderate 15.4m shares.

The overall market still displayed an easier tendency at the finish, with declines narrowly leading gains by 821 to 663, but the Standard & Poor's 500 registered a net rise of 2.18 at 304.06.

The stock market opened on a mildly positive note, with the Dow gaining 4.70 in the first half-hour of trading. The improvement was inspired by third-quarter GNP data, which showed a growth rate of 1.8 per cent in the three months. Economists had expected growth of about 0.9 per cent.

Many analysts, however, were reluctant to give up their projections of recession, and their outlook for the fourth

quarter is still gloomy.

Stock prices were also depressed in the morning by continued gains in crude oil, which moved higher as tensions mounted in the Gulf. At mid-session, December crude oil was up 57 cents a barrel at \$35.25. However, late afternoon selling pushed the December contract down a net 14 cents to \$34.54, and the decline helped the equity market.

Boeing fell \$1.4 to \$44.4, in heavy trading in spite of posting strong third-quarter results on Monday of \$1.10 a share. Although some analysts had expected Boeing to turn in profits of about \$1.3 a share, they were not bullish about Boeing's earnings and pointed to a number of uncertainties in the latest figures, including an unspecified "significant interest payment related to a refund." Ford dropped \$2 to \$27.37 after the auto maker reported third-quarter net income of 22 cents a share, against a year-ago loss of \$1.03 a year earlier.

General Cinema rose 83¢ to \$15.47 after the group offered to buy the outstanding shares in Merlin-Marcus for \$14.40 each. The latter's stock jumped \$3 to \$14.75.

Fund American was unchanged at \$43.41 after reporting a third-quarter loss of 1.37 per cent, as the bullion price climbed US\$.6.

## Canada

THE TORONTO market mirrored the New York trend in another thinly traded session. The composite index, down 13 points around mid-session, finished a slight 0.5 up on balance at 3,063.9, while declines retained a narrow lead over advances by 296 to 245. Volume totalled 16.1m shares, against Monday's 13.5m.

Golds posted the day's best rise, of 1.37 per cent, as the

bullion price climbed US\$.6.

## ASIA PACIFIC

## Late buying rally trims early drop in Nikkei

## Tokyo

EARLY LOSSES in equities induced by the weakening of the yen and rising crude oil prices were reduced by a late buying rally, but the Nikkei average still finished lower yesterday. Turnover was thin, as many investors showed reluctance to commit themselves, writes Martina Cannon in Tokyo.

The Nikkei closed at 25,240.40, after slipping to a low of 24,885.12 early in the session. The day's high was 25,325.52. Volume subsided from about 500m shares to 400m, with most of the trading done towards the close. Declines led advances by 611 to 338, with a further 162 issues unchanged. The Topix index of all first section stocks lost 10.83 to 1,865.24 and the second section also retreated. In London the ISE/Nikkei 50 index shed 15.16 to 1,393.97.

Most sectors weakened as the premium of stock index futures to cash indices widened, but then arbitrageurs initiated a buying rally, causing some stocks to firm.

Mr Paul Muller at Schroder Securities said: "The 25,000 mark is obviously being regarded as some sort of support level because almost as soon as the average dipped below that, buying began and it was lifted again."

He added that, because of the uncertainty surrounding the situation in the Middle East, investors appeared to be using the bond market as an indicator. Bonds fluctuated throughout the day, but benchmark government issues closed slightly firmer.

Stocks ending weaker included constructions, paper and pulps, chemicals, foods, fisheries, motors and trading houses. Financials were generally lower, but Bank of Tokyo gained Y10 to Y1,020.

Drug makers were mixed, with Dainippon Pharmaceuti-

## cal retreating Y10 to Y2,270 and Green Cross adding Y20 at Y1,310. Dai Ichi Pharmaceutical, which plans to introduce six new drugs in the next five years, including a synthetic anti-bacterial drug to combat AIDS, rose Y50 to Y2,580.

Hitachi Software, the Hitachi subsidiary listed on the second section yesterday, closed at Y6,650. It started at a bid price of Y5,390 and jumped to Y7,050 at one stage. Turnover for the issue accounted for nearly half of the second section's volume.

NTT continued to rise, gaining Y10,000 to Y11m. Sanrio, the gifts and greeting cards maker, put on Y50 to Y500.

In Osaka, the OSE average lost ground for the first time in 12 trading days. It ended at 29,922.01, off 55.20, after turnover of 35.7m shares, down from Monday's 51.7m.

The round of buying for November accounts, which lifted stock prices on Monday, subsided. Traders focused on companies that had upwardly revised their profits estimates for the interim term.

## Roundup

TOKYO'S DROP sent most Pacific Rim markets into retreat yesterday.

AUSTRALIA receded 1.2 cent in thin, nervous trading. A 41-cent fall in Adsteam to A\$1.35 and a subsequent query from the Stock Exchange about the share price drove unmet by the market. Turnover rose to A\$120m from A\$120m as the All-Ordinaries index lost 15.6 to 1,329.1.

HONG KONG had its worst setback in five weeks as anxieties over the Gulf crisis encouraged investors to take profits after the market's recent strength. The Hang Seng index gave up 51.88 to 3,011.65, but remained above the psychological 3,000 barrier. Turnover contracted to HK\$860m from HK\$1,080m.

SEOUL fell for the fifth consecutive session in spite of sup-

port from the stock market stabilisation fund and institutions. Volume shrank to Won282.6bn from Won510.6bn. The composite index closed 9.4 lower at 711.49 after swinging widely during the day.

NEW ZEALAND retreated further as turnover dwindled to the lowest level in several months in the absence of overseas buyers, falling to NZ\$4.9m from NZ\$5.5m. The Barclays index declined 14.7 to 1,352.22.

TAIWAN ended little changed in improved volume, as an early morning decline was reversed by short-covering and strong financials. Turnover rose to T\$42.03bn from T\$32.55bn. The weighted index closed 9.48 higher at 3,318.53.

SINGAPORE dropped in scant dealings as volume narrowed to \$863.7m from \$870.1m. The Straits Times Industrial index fell 12.28 to 1,184.88. KUALA LUMPUR was lower as institutions remained at the sidelines. The composite index shed 6.94 to 497.90.

MANILA slipped on profit-taking, but oil issues were buoyed by the ongoing drilling project in the southern Philippines. The composite index eased 6.64 to 559.65.

There was no trading in BOMBAY, with brokers staying away amid fears of violence as the Indian political crisis continued to grow.

## Warsaw to model itself on Lyons exchange

Christopher Bobinski explains the criteria Poland is using in creating a stock market

LAST WEEK Poland's Stock Exchange became a little more than a gleam in the eye of Mr Lesław Paga, the official responsible for its organisation.

The government approved the draft of the Public Trading and Securities Act, which will govern the system. This law still has to go through Parliament, however, and Mr Paga estimates that his Warsaw exchange will not be operational before next summer.

The law foresees the establishment of a securities commission, with powers modelled on the US Securities and Exchange Commission. This will approve stocks for formal listing and license brokers, who will have to take an examination.

Brokers will need to have capital of between the 250m zlotys (\$36,000) required for establishing a joint stock company, and the 10bn zlotys needed to start a bank. The amount has yet to be decided.

The regulations fulfil European Community requirements. Mr Paga comments: "Maybe this is the first time this has happened in a country which is not actually a member, and which is treating them probably more faithfully than some EC members." Pro-

vision for mutual investment funds is included, and major Western broking companies are welcome.

The draft, however, has its critics who are hoping to mobilise support in parliament to secure changes.

Mr Janusz Bilski from the Lodz Commodity Exchange, which has been in business for just over a year, says that the project leaves too great a role for the state. "We want to see the law set out the rules governing the operation of an exchange, but not setting up the exchange itself."

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Warsaw: building another kind of marketplace

bonds and a few shares at commodity exchanges, which have sprung up around the country. These exchanges have been vigorously protesting against losing the right to trade in securities once the law has been passed.

About 80 private companies which are involved in trading on these exchanges will provide the first brokers for the Warsaw Stock Exchange.

Meanwhile, there have been only two major share issues, Bank IG and Universal Trading Company. The Bank IG shares are being traded, in a small way, on a secondary market run by the bank itself and have tripled in value since July. A secondary market in Universal shares has yet to be opened but, given the sharp rise in the value of Bank IG shares over the past few weeks, the auguries for Universal are good.

Mr Paga trusts in the commercial instinct which Poles have exhibited when travelling around the world making profits and covering costs. "People will want to be active in the market, although I do not expect there to be massive investment in the short term. But it will not be just a game for a few players," he says.

## EUROPE

## US sabre rattling sends most bourses lower

WARIKE reports from the US overnight, and higher crude oil prices on the day, left most bourses lower last night, writes Our Market Staff.

FRANKFURT shed 6 per cent as the DAX index closed 23.35 lower at 1,431.14, after a 4.63 fall to 624.13 in the FAZ at mid-session. Volume was a weak DM3.80m after DM3.75m.

The DAX ended at its low for the day, 5.4 per cent down from its Tuesday peak last week. Some of the big blue chips have performed worse, noted Ms Barbara Altmann, a dealer with B Metzler in Frankfurt: Volkswagen and Daimler show falls over the same period of 10 per cent to DM363.50 (off DM82.50 yesterday) and 7.2 per cent to DM583 (down DM16.50) respectively.

The warning is out on cyclical stocks, and Metzler added its own on YUW yesterday, reducing its earnings forecasts from DM54 to DM45 a share for 1991, and from DM50 to DM36 a share for 1992.

The market found little solace in an Association of German Chambers of Commerce report, although it said that most German businesses expected 1991 to be at least as good a year as 1990 — in spite of shrinking export demand from the US and Japan, a stronger D-Mark, and rising oil prices and interest rates.

PARIS found support as the CAC 40 index approached 1,800, but the market ended 0.9 per cent lower. The index closed 14.31 down at 1,613.59 after recovering from 1,600.88, in turnover of about FF1.1bn after Monday's tiny FF0.074m. Options-related trading provided some support before the expiry of index contracts.

Large Coges, the cement maker, tumbled after Monday's news that it would take a second-half provision of about

FF150m to cover its 50.1 per cent stake in Asancor Holdings of the US, which has filed for bankruptcy protection. It dropped FF21.90 or 6.2 per cent to FF163.10 in volume of 282,330 shares. One analyst was bemused by the provision, which the provision had been expected.

Suez lost FF5.80 to FF10.50 with 166,700 shares exchanged, although it rebounded from FF23.20 after news that Société Générale de Belgique, in which Suez is the majority shareholder, could have found a buyer for FN, its troubled arms subsidiary.

MILAN concentrated on the banking sector following Monday's announcement by IRI, the state holding company, about the planned mergers of several state banks. The Comit index rose 1.57 to 563.70 but

volume was low before tomorrow's close.

Banca di Roma rose Ls5 to Ls2,675 on hopes of an early tie-up with Cassa di Risparmio di Roma. Banca Commerciale, which is earmarked to merge with Credito Italiano, put on Ls4.30 to Ls4,500 while Credito added Ls9 to Ls2,300.

Ms Melinda Diamond of Barings Securities said IRIS's plan showed a tremendous acceleration of the so-called Amato law to reform Italy's banking sector. However, she pointed out that the overhail would also mean a large amount of paper coming on to the market from the under-capitalised banks.

Volvo free B shares rose SKR8 to SKR26, mostly on UK selling after a cautionary report by James Capel on 1991 earnings following the poor first half results from Renault.

SKF free B shares reached a year's low at SKR7.6, a fall of

0.5 to 96.7.

DSM ended 40 cents higher at FI 81.30. Akzo, which reports tomorrow, fell 70 cents to FI 477.6.

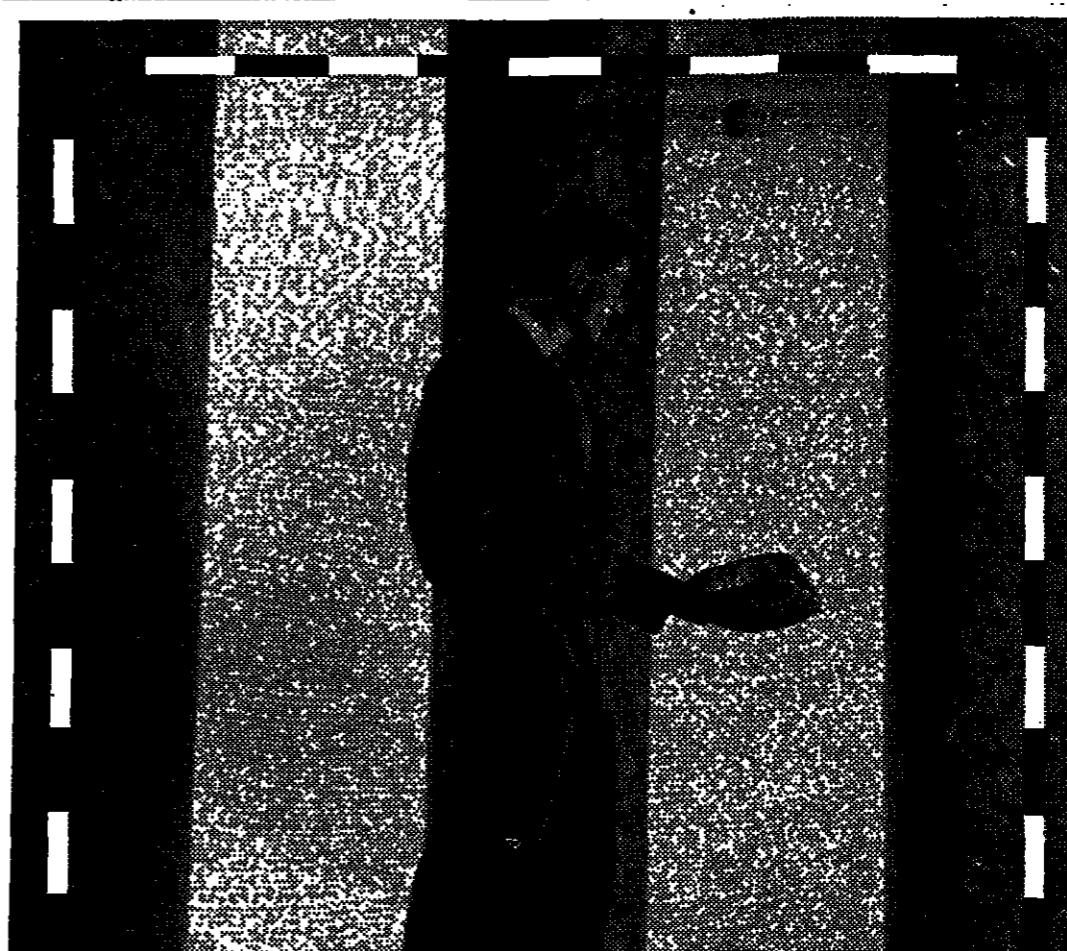
ZURICH's Crédit Suisse index fell 6.0 or 1.2 per cent to 487.6, above its day's low.

Swissair became the first to drop to 4.3 per cent to SF150, their lowest level for several years and 55 per cent down from their 1990 peak. Mr Tom Atkinson of Cithbank observed that

Swissair, like virtually all European airlines, was thought to be suffering from the combination of the industry's inefficiency and higher fuel prices.

BRUSSELS' free B shares rose from SF1.10 to SF1.12 after the company said that GIAT Industries of France had offered to take over most of its activities.

ISTANBUL dropped 40.5 or 4.1 per cent to 4,747.40, partly reflecting recent and pending public offerings of shares in state-run and private companies.



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